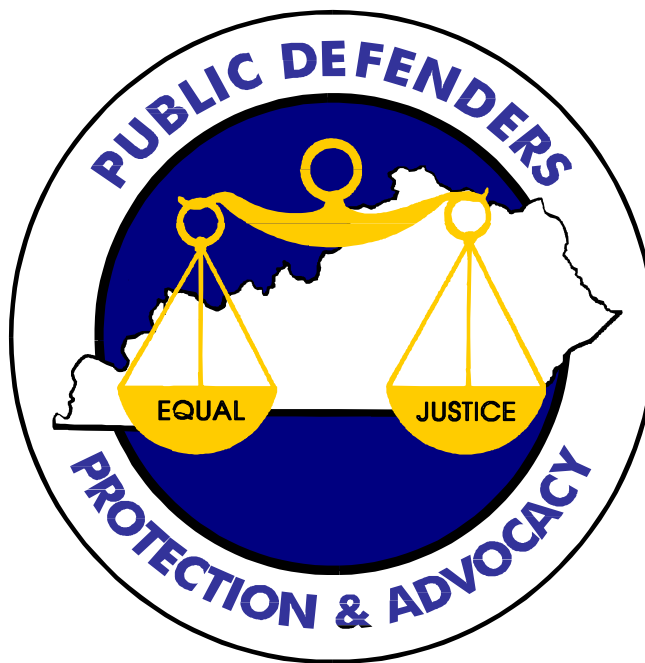


*KENTUCKY
DEPARTMENT OF PUBLIC
ADVOCACY*



DEFENDER CASELOAD REPORT
Fiscal Year 2001 -2002

Erwin W. Lewis
Public Advocate
September 2002

DPA DEFENDER MISSION STATEMENT

Provide each client with high quality services through an effective delivery system, which ensures a defender staff dedicated to the interests of their clients and the improvement of the criminal justice system.

DIVISION MISSION STATEMENTS

Law Operations

As a team, effectively and efficiently provide all critical support services to our internal and external DPA customers to meet the agency's mission of high quality representation of clients.

Trials

Serve as leaders of the criminal defense bar in every community across the Commonwealth by providing high quality representation for every client facing loss of life or liberty at the trial level.

Post-Trials

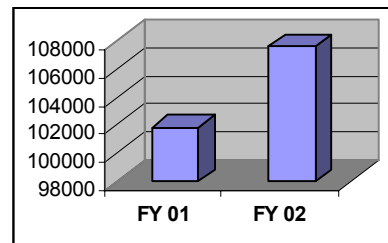
Through high-quality representation, defend the life and liberty of post-trial clients and protect the statutory and constitutional rights of those the state has incarcerated or confined.

Executive Summary

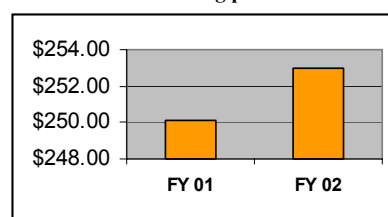
In Fiscal Year 02 (July 1, 2001-June 30, 2002) the Department of Public Advocacy (DPA), Kentucky's statewide Public Defender Program, provided representation in over 108,000 cases at an average of \$253 per case and with funding of \$6.72 per capita. The highlights of the casework in FY 02 are:

- ◆ Overall cases rose to over 108,000, up from 102,000 in FY 01.
- ◆ Trial cases increased by over 7% from FY 01, rising from 99,000 to nearly 106,000 cases.
- ◆ Of the 106,000, 21% (or nearly 23,000) were Circuit Court cases, 79% (or over 83,000) were District Court cases. The percentages are identical to FY 01, when there were 21,000 Circuit Court cases (21%) and 77,000 District Court cases (79%)
- ◆ Juvenile cases handled were 16,935, a 1.8% increase from FY 01.
- ◆ The average number of cases handled by a trial attorney rose from 421 in FY 01 to 436 in FY 02, an increase of over 3.5%.
- ◆ Six Trial Division field offices had average caseloads of over 500 new open cases per lawyer, far in excess of national standards.
- ◆ DPA Per Case funding increased by 1.1% over FY 01, growing from \$250.15 to \$252.96.
- ◆ DPA Per Capita funding increased by 6.7% over FY 01, expanding from \$6.30 to \$6.72.
- ◆ Of the 106,000 trial cases, 2,400 cases were handled by contract conflict counsel receiving cases from DPA full-time offices, compared to 2,900 conflict cases in FY 01.

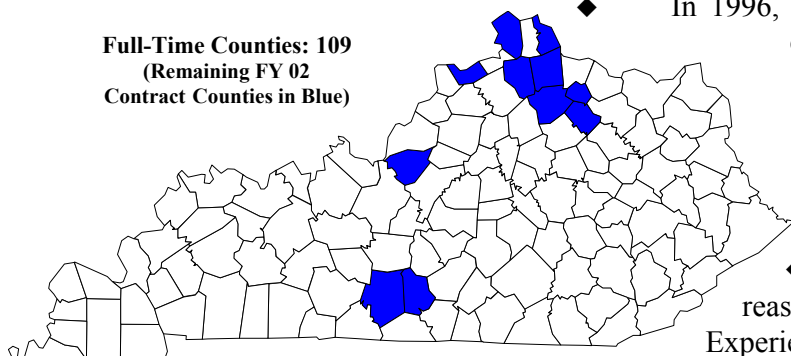
DPA Caseload – All Divisions



DPA Funding per Case



Full-Time Counties: 109
(Remaining FY 02
Contract Counties in Blue)



- ◆ In 1996, DPA covered 47 counties with full-time defenders. By the end of FY 02, 109 of Kentucky's 120 counties (almost 91%) were being handled by full-time defenders. In FY 02, 95.7% of trial cases were handled by full-time defenders.

- ◆ Successful efforts to maintain reasonable attorney salaries continued:

Experienced attorneys received an increase of 9.6% in FY 02. This was in addition to the FY 01 salary increases of \$5,000 for new attorneys and 8% for experienced attorneys. These gains were facilitated in no small part by the work of the Blue Ribbon Group.

In the last year, many clients have been represented by our defenders in all of the courts of the Commonwealth, ensuring each client receives fair process and ensuring the results are reliable.

Erwin W. Lewis
Public Advocate

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DEPARTMENT OF PUBLIC ADVOCACY
FISCAL YEAR 2002 REPORTED EXPENDITURES AND CASES
July 1, 2001 - June 30, 2002

TRIAL DIVISION

I. Full-Time DPA Offices: Total 109 Counties, 26 Offices

Population	3,699,801
DPA Dollars	\$ 16,134,630.00
Local Dollars	\$ 1,399,100.00
Full-Time Contractual Office Recoupment Dollars	\$ 153,165.46
Total Dollars ^{1,2}	\$ 17,744,736.17
Reported Cases	101,446
Average Trial Full-Time Per Case Funding	\$ 174.92

II. Part-Time DPA Trial Contract Counties: Total 11 Counties

Population	365,755
DPA Dollars ³	\$ 403,781.75
Local Dollars	\$ 33,456.00
Direct Recoupment Dollars	\$ 172,771.46
Total Dollars	\$ 610,009.21
Reported Cases	4,394
Average Trial Contract Per Case Funding	\$ 138.83

III. Capital Trial Branch

Capital Trial Branch Expenditures	\$ 738,091.00
Capital Contracts with Private Bar	\$ 78,489.00
Total Dollars	\$ 816,580.00
Reported Cases ⁴	15
Average Capital Trial Branch Per Case Funding	\$ 54,439

IV. Other Trial Division Expenditures

Conflict Contract Pool w/ Private Bar	
Non-Capital Contracts	\$ 895,245.00
Other Divisional Expenses (e.g., divisional administration, apportioned agency overhead rate) ⁵	\$ 1,701,261.71
Total Other Dollars	\$ 2,596,506.71

V. Total Trial Division Expenditures

Total Trial Dollars	\$ 21,767,832.09
Total Trial Cases	105,855
Average Total Trial Per Case Funding	\$ 205.64

POST-TRIAL DIVISION

I. Appeals Branch⁶

In-House

Appellate Dollars	\$	949,129.00
Appellate Cases		191
Average In-House Per Case Funding	\$	4,969.26

"Of Counsel"

Appellate Dollars	\$	100,781.00
Appellate Cases		87
Average "Of Counsel" Per Case Funding	\$	1,158.40

Total Appeals Branch

Appellate Dollars	\$	1,049,910.00
Appellate Cases		278
Average Per Case Funding	\$	3,776.65

II. Louisville Field Office⁶

Appellate Dollars	\$	422,240.18
Appellate Cases		88
Average Per Case Funding	\$	4,798.18

III. Lexington Field Office⁶

Appellate Dollars	\$	42,707.11
Appellate Cases		90
Average Per Case Funding	\$	474.52

IV. Capital Appeals Branch

Capital Appeals Dollars	\$	463,839.00
Capital Appeals Cases		21
Average Per Case Funding	\$	22,087.57

V. Capital Post-Conviction Branch

Capital Post-Conviction Dollars	\$	652,617.00
Capital Post-Conviction Cases		9
Average Per Case Funding	\$	72,513.00

VI. Juvenile Post-Dispositional Branch

Juvenile Post-Dispositional Dollars	\$	651,024.00
JAIBG Match Dollars	\$	11,100.00
Total Dollars	\$	662,124.00
Juvenile Appeals		36
Juvenile Access to Courts		876
Juvenile Post-Dispositional Cases		93
JAIBG Cases ⁷		122
Total Juvenile Post-Disposition Branch Cases		1,127
Average Per Case Funding	\$	587.51

VII. Post-Conviction Branch⁸

Post-Conviction Dollars	\$	1,208,845.00
Legal Action in Court Cases		321
Access to Court Cases		280
"Kentucky Innocence Project" cases		9
Total Post-Conviction Cases		610
Average Per Case Funding	\$	1,981.71

VIII. Other Post-Trial Division Expenditures

Other Divisional Expenses (e.g., divisional administration, apportioned agency overhead rate) ⁵	\$	520,919.25
Capital Conflict Contracts	\$	13,813.00
Total Other Expenditures:	\$	534,732.25

IX. Total Post-Trial Division Expenditures

Total Post-Trial Dollars	\$	5,037,014.54
Total Post-Trial Cases		2,223
Average Total Post-Trial Per Case Funding	\$	2,265.86

GRAND TOTALS

DPA Dollars	\$	24,988,513.00
Local Dollars	\$	1,432,556.00
Recoupment Dollars	\$	918,074.42
Total Dollars	\$	27,339,143.42
Total Reported Cases		108,078
Funding Per Case	\$	252.96
Population		4,065,556
Funding Per Capita	\$	6.72

¹Amounts spent by Lexington and Louisville's full-time, contractual trial offices on in-house appeals have been subtracted from Trial Division, Full-Time Office Totals. The amount, \$464,947.29 (apportioned at 3.6% and 9.4% to the respective offices), may be found in the Post-Trial Division's costs, and is based on historical benchmarks.

²Regional Manager expenditures, calculated separately from individual field office expenditures, have been added here, in the amount of \$522,788.00. These costs include administration and direct representation spread over multiple offices within each managers' region.

³Includes Indirect Recoupment Dollars.

⁴Includes fifteen cases from full-time DPA counties. Capital Trial Branch cases are not separated out in the Tab 2 "DPA Trial Level Cost Per Case Analysis by County". When the fifteen full-time county cases handled by the Capital Trial Branch are added back into the respective county type case totals, part-time and full-time case totals will match Tab 2 county analysis. The grand total of cases for the Trial Division (105,855) is the same in both analyses.

⁵Agency overhead apportioned consistent with the size of the individual budget for both the Trial and Post Trial Divisions. A small amount of agency overhead cost, dedicated to agency functions involving the pursuit of legal, administrative, and other appropriate remedies to insure the protection of the rights of the developmentally disabled, is not reflected in this document.

⁶For uniformity of measurement, only original briefs and original actions are counted here to determine funding per case; all entities providing appellate representation also provide additional services.

⁷JAIBG (Juvenile Accountability Incentive Block Grant) cases are made possible by federal government funds that are distributed to DPA by the Kentucky Department of Juvenile Justice. The program is designed to promote greater accountability in the juvenile justice system.

⁸Additional Post-Conviction cases were handled by Lexington and Louisville's full-time trial offices. These cases (and their costs) are not separated from Trial Division Totals to ensure uniformity of measurement and due to the limited costs and number of cases.

Statement of Definitions: Trial and Post-Trial Cases and Case Counting Methods

Total cases listed for a branch, division, or DPA as a whole are only those cases that were *opened* during the fiscal year being reported. The totals do not include the numerous, ongoing cases handled by DPA that were opened in previous fiscal years. This exclusion is particularly important in capital cases, which typically remain open for several years.

DPA has extensive protocols for the application of case definitions and case counting methods that take into account the unique differences among circuit and district court cases, juvenile and adult cases, etc. These definitions were developed in concert with staff input, KRS requirements, and commonly accepted statistical methodology. Consistency of application is insured through the use of the agency's Case Tracking System (CTS), an in-house database.

Throughout this document, the following definitions and methods of case counting are used consistently.

Trial Division Cases

A **case** consists of a single accused, having either under the same or different case number(s), one or more charges, allegations, or proceedings arising out of one event or a group of related contemporaneous events. These charges must be brought contemporaneously against the defendant, stemming from the same course of conduct, and involving proof of the same facts. Some cases assigned to individual attorneys are conducted, either wholly or in part, outside the confines of state courts (e.g., parole revocation hearings, KRS 31.110 line-ups, interrogations, other pre-charge events, witness representations); however, to be counted as a "case" for Trial Division statistical purposes, a formal appointment by a court with appropriate jurisdiction is required. An individual attorney's actions do not constitute a "case" (for agency statistical purposes) if the activity is brief, strictly routine (e.g., standing in for arraignment purposes at a regularly scheduled motion hour, responding to inmate correspondence), and performed as a courtesy to the court.

In addition to adhering to the general agency definition of a "case," to be counted as a **capital eligible case**, an accused must be charged with at least one count of kidnapping or murder, with a qualifying KRS aggravator identified. The number of attorneys assigned to the case has no bearing on the agency's counting of capital cases, and, because cases must be entered and categorized upon assignment, the agency does not require prior receipt of notice from the Commonwealth's Attorney that the death penalty will be sought.

Post-Trial Division Cases

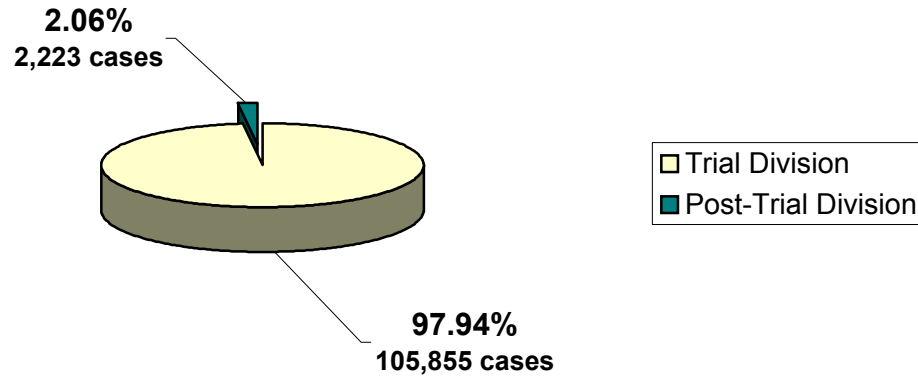
The Post Trial Division has five branches, each of which has a different mission and function. Cases are counted in accordance with the mission and function of each branch. Across the division, a case is assigned and counted as a case at the following points in the process:

- a. When a direct appeal is received and the case is assigned to counsel to brief.
- b. When a post conviction appeal is received and the case is assigned to counsel to brief. These include appeals from RCR 11.42 denials, CR 60.02 denials, state habeas denials, conditional guilty pleas, probation revocations, denials of requests to withdraw guilty pleas, jail credit denials, sentence reduction denials, and Lewis hearing appeals.
- c. When a petition for habeas corpus is filed in the U.S. District Court.
- d. When a final (versus proof) brief is filed on a habeas case in the Sixth Circuit Court of Appeals.
- e. When a petition for writ of certiorari is granted and briefing is ordered.
- f. When a motion for discretionary review is granted and briefing is ordered.

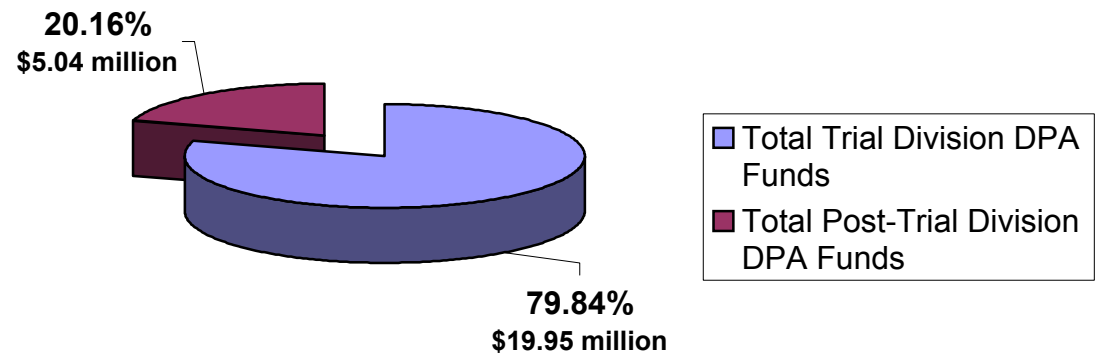
Other cases which are counted in the Post-Trial Division include:

- g. Original actions filed and extraordinary writs filed in a circuit court, court of appeals, supreme court, or federal court.
- h. Fact, duration or condition of confinement cases pursued on behalf of clients under eighteen years of age who are in the juvenile system. These include inter alia motions to terminate commitment, cases pursued as Section 1983 litigation, ARC hearings, YO sentencing hearings where JPDB lawyers do not enter the case until the sentencing stage as the attorneys for the child in circuit court, supervised placement revocation hearings.
- i. state habeas actions
- j. RCR 11.42 pleadings
- k. CR 60.02 pleadings
- l. Section 1983 litigation related to capital post conviction representation
- m. Clemency filings on behalf of capital and non-capital clients
- n. Motions filed in post conviction to correct the sentence
- o. Motions filed to reopen cases pursuant to the Kentucky Innocence Project

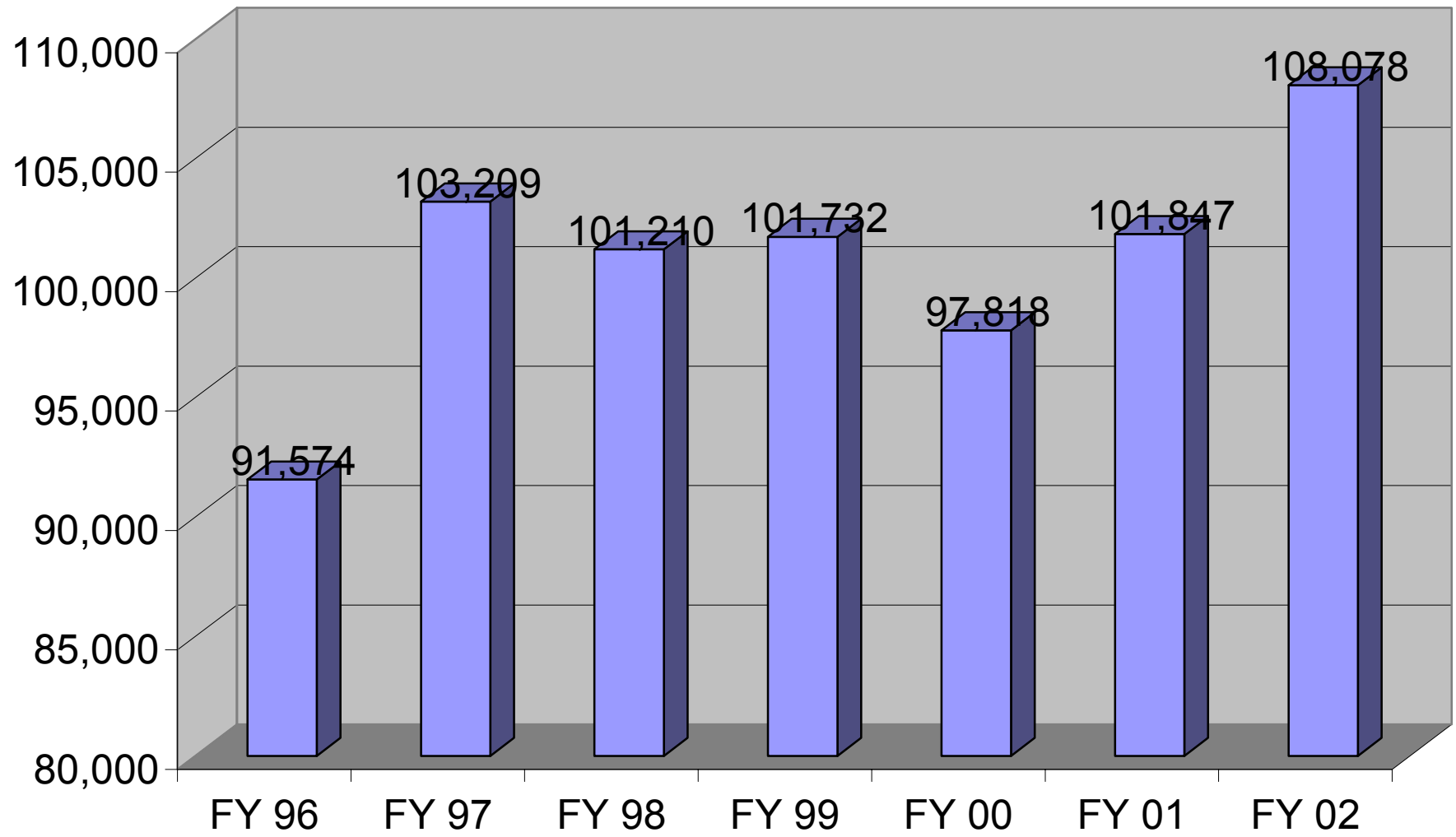
DPA Caseload by Division, FY 02



Expenditure of DPA Funds by Division, FY 02



Total DPA Caseload: Trial and Post-Trial Combined



DPA CASELOADS INCREASE AS UNEMPLOYMENT RATES RISE

Kentucky Unemployment Information¹

The annual **average unemployment rate** for Kentucky in 2001 was 5.5%, up from 4.1% in 2000. The U.S. average unemployment rate was 4.8% in 2001, up from 4.0% in 2000. The Kentucky average unemployment rate for FY 2002 was 5.6%, with averages of 5.9% for the last six months of calendar year 2001, and 5.3% for the first six months of calendar year 2002. Among the fifty states and D.C., only five had higher 2001 unemployment rates than Kentucky (AK, DC, LA, OR, and WA).

Employment-Population ratios, the proportion of the civilian noninstitutional population 16 years and over with a job, were also reported for 2001. The U.S. ratio for 2001 was 63.8 employed out of every 100 persons, down from 64.5 in 2000. The Kentucky ratio was lower (i.e., worse), with a ratio of 59.8 in 2001, down from 61.7 in 2000. Only six states had worse ratios: (AL, AR, LA, MS, NY, and WV).

Unemployment and its Relationship to Crime and Caseloads²

The research has shown that labor market conditions are important determinants of criminal behavior. Declines in labor market opportunities of less-skilled men (the group that commits the most crimes according to the researchers) were responsible for substantial increases in property crime from 1979 to 1993, and increased market opportunities were responsible for declines in crime the following years. These findings were consistent for both larger national trends and individual cases.

A decrease in income and potential earnings associated with involuntary unemployment increases the allure of illegal activity as a substitute. Moreover, workers who experience chronic joblessness have less to lose by arrest and incarceration. Unemployment is an important determinant of the supply of criminal offenders and, hence, the overall crime rate. Also, crime rates in the U.S. are considerably higher in areas with high concentrations of jobless workers. Because the effect is so significant, researchers have suggested that policies aimed at improving the employment prospects of workers facing the greatest obstacles can be effective tools in combating crime.

The crime effects of unemployment are only partly due to the pressures of lost income, because unemployment also exacerbates drug and alcohol abuse. There is universal agreement that drug and alcohol abuse adversely impacts the crime rate for both violent and property crimes. Unemployment also disrupts family ties since the jobless often must migrate to find work, and these reduced family ties lead to higher crime rates. One author argues that, if Americans desire a less "volatile and violent society," we must focus on improving the long-term prospects for steady and worthwhile employment for those individuals who are now largely excluded from such work. Public policy is an intervening force between crime and unemployment. In other words, the presence of public assistance or other available legitimate alternatives in our society can decrease the likelihood that an unemployed person will turn to crime.

Conclusions

DPA caseloads in FY 02 show a substantial increase. For example, Trial Division overall caseload has increased by 7.45% over FY 01. Given the research conclusions cited above, increased unemployment and the stagnating economy can create higher DPA caseloads. If FY 02 trends continue, DPA caseloads will most likely increase at a rate beyond the agency's current resources. Also, the effects could be more long-term, as the experts have noted that the future effect of protracted unemployment has an equally important impact on criminal violence in the following generations. For DPA, the effect of unemployment on crime is a crucial issue, both in terms of current caseloads and in future planning and strategy.

¹ Source: United States Department of Labor, Bureau of Labor Statistics: "Kentucky Monthly Statewide Unemployment Rates" and "State and Regional Unemployment, 2001 Annual Averages." The latter report was released on Feb. 22, 2002.

² The information and conclusions found in this section are from a variety of sources on crime and the economy. For details about the original sources and a more extensive treatment of these issues, please see: Bryce H. Amburgey, "The Economy-Crime Rate Connection and Its Effect on DPA Caseloads: Does Crime Pay When the Market Doesn't?", *The Advocate: Kentucky Department of Public Advocacy's Journal of Criminal Justice Education and Research* 24, No. 2 (March 2002).

DPA TRIAL LEVEL FUNDING PER CASE ANALYSIS BY COUNTY - FISCAL YEAR 2002

I. FULL-TIME PUBLIC ADVOCACY OFFICES: TOTAL 109 COUNTIES; 26 OFFICES

OFFICE/COUNTY	POP. ¹	%PVTY. ²	%UNEMP ³	DPA\$	LOCAL\$	RCPMT\$	TOTAL\$	CASES	FUNDING/CASE***
BELL COUNTY				\$ 322,278.00					
BELL	29,873	27.7	8.8			\$ 7,497.50	\$ 7,497.50	1521	
HARLAN	32,683	27.7	8.7			\$ 4,588.00	\$ 4,588.00	710	
SUBTOTAL	62,556			\$ 322,278.00		\$ 12,085.50	\$ 322,278.00	2,231	\$ 144.45
BOWLING GREEN				\$ 573,689.00					
ALLEN	18,056	14.5	7.3			\$ 3,135.00	\$ 3,135.00	254	
BUTLER	13,131	19.3	6.9			\$ 4,248.00	\$ 4,248.00	316	
EDMONSON	11,775	18.6	6.2			\$ 1,935.00	\$ 1,935.00	106	
SIMPSON	16,460	11.8	6.3			\$ 4,931.15	\$ 4,931.15	436	
WARREN	93,232	13.9	4.6			\$ 3,839.52	\$ 3,839.52	2834	
SUBTOTAL	152,654			\$ 573,689.00		\$ 18,088.67	\$ 573,689.00	3,946	\$ 145.38
CATLETTSBURG									
BOYD	49,727	16.3	6.6	\$ 97,380.00		\$ 14,271.98	\$ 111,651.98	763	\$ 146.33
COLUMBIA				\$ 436,512.00					
ADAIR	17,291	22.6	4.9			\$ 420.00	\$ 420.00	514	
CASEY	15,726	22.4	8.7			\$ 125.00	\$ 125.00	328	
CLINTON	9,616	28.5	5.1			\$ 700.00	\$ 700.00	271	
CUMBERLAND	7,188	25.9	7.0			\$ 695.00	\$ 695.00	110	
GREEN	11,627	20.2	7.6			\$ 1,075.00	\$ 1,075.00	180	
MARION	18,401	18.0	5.6			\$ 1,760.00	\$ 1,760.00	554	
MONROE	11,745	20.7	12.9			\$ 499.00	\$ 499.00	184	
TAYLOR	23,034	16.8	6.3			\$ 3,280.00	\$ 3,280.00	663	
WASHINGTON	11,032	15.0	6.2			\$ 1,947.00	\$ 1,947.00	246	
SUBTOTAL	125,660			\$ 436,512.00		\$ 10,501.00	\$ 436,512.00	3,050	\$ 143.12
COVINGTON				\$719,886.00					
GALLATIN	7,961	13.7	5.8			\$ 3,533.65	\$ 3,533.65	137	
KENTON	151,366	9.6	4.6			\$ 20,984.35	\$ 20,984.35	2,969	
SUBTOTAL	159,327			\$719,886.00		\$ 24,518.00	\$719,886.00	3,106	\$ 231.77
DANVILLE				\$ 532,663.00					
BOYLE	27,612	13.2	5.1			\$ 2,417.00	\$ 2,417.00	522	
GARRARD	15,260	15.2	4.5			\$ 7,857.50	\$ 7,857.50	269	
JESSAMINE	40,016	12.0	2.8			\$ 25,925.78	\$ 25,925.78	928	
LINCOLN	23,922	18.7	6.5			\$ 6,667.50	\$ 6,667.50	311	
MERCER	20,897	12.9	5.3			\$ 1,195.00	\$ 1,195.00	314	
SUBTOTAL	127,707			\$ 532,663.00		\$44,062.78	\$ 532,663.00	2,344	\$ 227.25

OFFICE/COUNTY	POP. ¹	%PVTY. ²	%UNEMP ³	DPA\$	LOCAL\$	RCPMT\$	TOTAL\$	CASES	FUNDING/CASE***
ELIZABETHTOWN				\$ 939,473.00					
BRECKINRIDGE	18,871	18.1	8.4			\$ 1,500.00	\$ 1,500.00	384	
GRAYSON	24,203	18.1	8.8			\$ -	\$ -	491	
HARDIN	95,070	12.4	6.4			\$ 3,130.00	\$ 3,130.00	3440	
HART	17,383	22.2	5.7			\$ 7,003.50	\$ 7,003.50	393	
LARUE	13,395	15.3	5.0			\$ 3,917.50	\$ 3,917.50	268	
MEADE	27,008	10.3	5.8			\$ 552.50	\$ 552.50	419	
NELSON	38,592	11.8	7.0			\$ 22,185.06	\$ 22,185.06	540	
SUBTOTAL	234,522			\$ 939,473.00		\$38,288.56	\$ 939,473.00	5,935	\$ 158.29
FRANKFORT				\$ 425,739.00					
ANDERSON	19,564	7.7	5.4			\$ 3,036.50	\$ 3,036.50	306	
BOURBON	19,478	13.9	4.2			\$ 3,236.25	\$ 3,236.25	484	
FRANKLIN	48,210	10.3	2.9			\$ 5,637.00	\$ 5,637.00	921	
OWEN	10,766	16.9	4.2			\$ 8,295.15	\$ 8,295.15	153	
SCOTT	34,519	10.4	3.3			\$ 3,232.95	\$ 3,232.95	699	
WOODFORD	23,331	7.6	3.4			\$ 1,172.29	\$ 1,172.29	261	
SUBTOTAL	155,868			\$ 425,739.00		\$ 24,610.14	\$ 425,739.00	2,824	\$ 150.76
HAZARD				\$ 620,213.00					
KNOTT	17,653	26.2	6.1			\$ 610.00	\$ 610.00	396	
LETCHER	25,018	23.9	6.4			\$ 6,996.75	\$ 6,996.75	1370	
PERRY	29,279	25.8	6.1			\$ 4,745.47	\$ 4,745.47	1,997	
SUBTOTAL	71,950			\$ 620,213.00		\$ 12,352.22	\$ 620,213.00	3,763	\$ 164.82
HENDERSON				\$ 402,619.00					
CRITTENDEN	9,281	15.9	10.8			\$ 10,072.15	\$ 10,072.15	213	
HENDERSON	44,835	13.2	5.7			\$ 5,553.50	\$ 5,553.50	1526	
UNION	15,488	14.1	7.0			\$ 17,377.82	\$ 17,377.82	366	
WEBSTER	14,034	14.8	7.0			\$ 12,912.15	\$ 12,912.15	232	
SUBTOTAL	83,638			\$ 402,619.00		\$ 45,915.62	\$ 402,619.00	2,337	\$ 172.28
HOPKINSVILLE				\$ 745,336.00					
CALDWELL	12,898	17.0	5.0			\$ 6,556.95	\$ 6,556.95	276	
CHRISTIAN	71,649	17.5	7.2			\$ 47,459.24	\$ 47,459.24	3628	
LIVINGSTON	9,769	13.8	7.0			\$ 5,591.15	\$ 5,591.15	198	
LOGAN	26,586	14.5	8.7			\$ 4,165.00	\$ 4,165.00	481	
LYON	8,216	13.4	5.5			\$ 3,191.00	\$ 3,191.00	170	
TODD	12,048	15.4	9.4			\$ 5,300.15	\$ 5,300.15	320	
TRIGG	12,828	13.3	5.7			\$ 1,977.50	\$ 1,977.50	161	
SUBTOTAL	153,994			\$ 745,336.00		\$ 74,240.99	\$ 745,336.00	5,234	\$ 142.40

OFFICE/COUNTY	POP. ¹	%PVTY. ²	%UNEMP ³	DPA\$	LOCAL\$	RCPMT\$	TOTAL\$	CASES	FUNDING/CASE***
LAGRANGE				\$ 294,505.00					
HENRY	15,178	14.2	4.4			\$ 960.00	\$ 960.00	190	
OLDHAM	48,000	4.9	2.5			\$ 1,892.50	\$ 1,892.50	283	
SHELBY	34,120	9.8	4.3			\$ 9,420.95	\$ 9,420.95	861	
SPENCER	13,039	10.6	5.2			\$ 600.00	\$ 600.00	100	
TRIMBLE	8,442	14.0	7.9			\$ 468.50	\$ 468.50	78	
SUBTOTAL	118,779			\$ 294,505.00		\$ 13,341.95	\$ 294,505.00	1512	\$ 194.78
LEXINGTON*									
FAYETTE	260,414	11.2	3.0	\$ 969,009.00	\$ 106,100.00	\$ 111,199.63	\$ 1,186,308.63	6,946	\$ 170.79
LONDON				\$ 617,295.00					
CLAY	24,506	30.9	6.8			\$ 85.00	\$ 85.00	742	
KNOX	31,717	29.7	6.2			\$ 1,870.00	\$ 1,870.00	756	
LAUREL	53,691	19.6	5.5			\$ 4,804.58	\$ 4,804.58	1348	
LESLIE	12,315	26.8	4.7			\$ 50.00	\$ 50.00	198	
WHITLEY	36,466	25.7	6.2			\$ 4,069.50	\$ 4,069.50	484	
SUBTOTAL	158,695			\$ 617,295.00		\$ 10,879.08	\$ 617,295.00	3,528	\$ 174.97
LOUISVILLE*									
JEFFERSON	692,910	12.0	4.8	\$ 3,171,223.00	\$ 1,293,000.00	\$ 27,693.85	\$ 4,491,916.85	23,763	\$ 189.03
MADISONVILLE				\$ 264,352.00					
HOPKINS	46,327	16.2	7.0			\$ 13,142.05	\$ 13,142.05	1429	
McLEAN	9,949	14.5	7.1			\$ 1,000.00	\$ 1,000.00	138	
MUHLENBERG	31,813	16.5	10.3			\$ 2,557.50	\$ 2,557.50	440	
SUBTOTAL	88,089			\$ 264,352.00		\$ 16,699.55	\$ 264,352.00	2,007	\$ 131.71
MAYSVILLE				\$ 323,805.00					
BRACKEN	8,441	15.1	4.8			\$ 100.00	\$ 100.00	207	
FLEMING	14,140	19.5	5.3			\$ 200.00	\$ 200.00	365	
LEWIS	13,903	25.6	12.9			\$ 4,908.25	\$ 4,908.25	341	
MASON	16,844	17.5	4.3			\$ 481.00	\$ 481.00	1004	
SUBTOTAL	53,328			\$ 323,805.00		\$ 5,689.25	\$ 323,805.00	1,917	\$ 168.91
MOREHEAD				\$ 774,833.00					
BATH	11,355	22.0	7.6			\$ 797.50	\$ 797.50	395	
CARTER	27,024	22.5	14.7			\$ 2,163.55	\$ 2,163.55	734	
ELLIOTT	6,777	28.3	12.4			\$ 3,430.30	\$ 3,430.30	152	
GREENUP	36,823	15.8	6.0			\$ 12,697.60	\$ 12,697.60	847	
MENIFEE	6,642	25.3	7.9			\$ 245.00	\$ 245.00	282	
MONTGOMERY	23,042	16.1	6.4			\$ 1,477.50	\$ 1,477.50	1045	
MORGAN	14,168	29.2	10.0			\$ 1,689.65	\$ 1,689.65	291	
ROWAN	22,174	20.9	6.4			\$ 2,767.00	\$ 2,767.00	945	
SUBTOTAL	148,005			\$ 774,833.00		\$ 25,268.10	\$ 774,833.00	4,691	\$ 165.17

OFFICE/COUNTY	POP. ¹	%PVTY. ²	%UNEMP ³	DPA\$	LOCAL\$	RCPMT\$	TOTAL\$	CASES	FUNDING/CASE***
MURRAY				\$ 320,686.00					
CALLOWAY	34,206	13.7	5.2			\$ 23,307.24	\$ 23,307.24	417	
GRAVES	36,900	14.4	7.3			\$ 38,668.50	\$ 38,668.50	741	
MARSHALL	30,308	11.6	7.4			\$ 12,852.85	\$ 12,852.85	248	
SUBTOTAL	101,414			\$ 320,686.00		\$ 74,828.59	\$ 320,686.00	1,406	\$ 228.08
OWENSBORO				\$ 545,462.00					
DAVIESS	91,793	12.7	5.4			\$ 9,132.50	\$ 9,132.50	2771	
HANCOCK	8,434	11.4	7.5			\$ 2,125.00	\$ 2,125.00	161	
OHIO	23,036	18.1	7.9			\$ 6,112.30	\$ 6,112.30	537	
SUBTOTAL	123,263			\$ 545,462.00		\$ 17,369.80	\$ 545,462.00	3,469	\$ 157.24
PADUCAH*				\$ 702,265.00					
BALLARD	8,158	13.2	7.4	\$ 10,425.00		\$ 19,439.65	\$ 29,864.65	108	
CARLISLE	5,345	14.3	6.1	\$ 7,275.00		\$ 10,024.33	\$ 17,299.33	31	
FULTON	7,784	23.2	7.2	\$ 17,100.00		\$ 15,029.80	\$ 32,129.80	334	
HICKMAN	5,170	16.2	6.2	\$ 5,950.00		\$ 3,124.75	\$ 9,074.75	69	
McCRACKEN	64,790	14.3	4.5			\$ 25,304.50	\$ 25,304.50	4074	
SUBTOTAL	91,247			\$ 743,015.00		\$ 72,923.03	\$ 743,015.00	4,616	\$ 160.97
PAINTSVILLE				\$ 234,942.00					
JOHNSON	23,471	24.3	6.2			\$ 3,783.25	\$ 3,783.25	464	
LAWRENCE	15,722	25.7	10.1			\$ 1,753.00	\$ 1,753.00	245	
MAGOFFIN	13,219	29.6	12.6			\$ 205.00	\$ 205.00	239	
MARTIN	12,596	28.8	6.4			\$ 1,446.50	\$ 1,446.50	202	
SUBTOTAL	65,008			\$ 234,942.00		\$ 7,187.75	\$ 234,942.00	1150	\$ 204.30
PIKEVILLE				\$ 504,368.00					
FLOYD	42,350	25.6	6.4			\$ 857.50	\$ 857.50	977	
PIKE	67,887	21.0	4.6			\$ 13,133.12	\$ 13,133.12	1706	
SUBTOTAL	110,237			\$ 504,368.00		\$ 13,990.62	\$ 504,368.00	2,683	\$ 187.99
RICHMOND				\$ 513,808.00					
CLARK	33,409	13.5	5.5			\$ 3,040.50	\$ 3,040.50	741	
JACKSON	13,651	28.1	7.0			\$ 207.50	\$ 207.50	308	
MADISON	72,408	15.1	4.3			\$ 4,759.70	\$ 4,759.70	1602	
ROCKCASTLE	16,629	22.3	8.0			\$ 2,860.00	\$ 2,860.00	513	
SUBTOTAL	136,097			\$ 513,808.00		\$ 10,867.70	\$ 513,808.00	3,164	\$ 162.39
SOMERSET				\$ 543,431.00					
McCREARY	17,057	32.1	11.8			\$ 8,434.25	\$ 8,434.25	492	
PULASKI	56,774	18.1	7.4			\$ 5,004.65	\$ 5,004.65	963	
RUSSELL	16,492	22.0	8.8			\$ 900.00	\$ 900.00	601	
WAYNE	19,950	26.1	8.9			\$ 1,609.70	\$ 1,609.70	532	
SUBTOTAL	110,273			\$ 543,431.00		\$ 15,948.60	\$ 543,431.00	2,588	\$ 209.98

OFFICE/COUNTY	POP. ¹	%PVTY. ²	%UNEMP ³	DPA\$	LOCAL\$	RCPMT\$	TOTAL\$	CASES	FUNDING/CASE***
STANTON				\$ 498,108.00					
BREATHITT	16,024	31.4	10.0			\$ 1,215.00	\$ 1,215.00	519	
ESTILL	15,407	22.4	6.8			\$ 75.00	\$ 75.00	418	
LEE	7,905	31.1	7.1			\$ -	\$ -	293	
OWSLEY	4,856	35.2	5.7			\$ 260.00	\$ 260.00	306	
POWELL	13,294	21.7	8.5			\$ 455.00	\$ 455.00	674	
WOLFE	6,953	30.0	9.4			\$ 475.00	\$ 475.00	278	
SUBTOTAL	64,439			\$ 498,108.00		\$ 2,480.00	\$ 498,108.00	2,488	\$ 200.20
SUBTOTAL**	3,699,801			\$ 16,134,630.00	\$ 1,399,100.00	\$ 745,302.96	\$ 17,686,895.46	101,461	\$ 174.32

II. PART-TIME CONTRACT COUNTIES: TOTAL 11 COUNTIES

COUNTY	POP. ¹	%PVTY. ²	%UNEMP ³	DPA\$	LOCAL\$	RCPMT\$	TOTAL\$	CASES	FUNDING/CASE
BARREN	38,592	16.0	5.5	\$ 74,758.70		\$ 25,191.90	\$ 99,950.60	565	\$ 176.90
BOONE	90,489	6.2	4.1	\$ 52,100.00	\$ 24,000.00	\$ 37,987.49	\$ 114,087.49	383	\$ 297.88
BULLITT	63,043	9.2	4.2	\$ 46,605.00		\$ 17,709.00	\$ 64,314.00	907	\$ 70.91
CAMPBELL	88,362	9.6	4.4	\$ 123,218.00		\$ 24,136.90	\$ 147,354.90	1610	\$ 91.52
CARROLL	10,133	16.6	7.0	\$ 21,082.00	\$ 3,756.00	\$ 22,365.42	\$ 47,203.42	149	\$ 316.80
GRANT	23,237	13.3	6.7	\$ 11,289.75		\$ 9,231.70	\$ 20,521.45	197	\$ 104.17
HARRISON	18,048	13.4	7.2	\$ 19,246.00	\$ 5,700.00	\$ 10,750.30	\$ 35,696.30	187	\$ 190.89
METCALFE	10,119	21.1	5.0	\$ 28,629.30		\$ 4,095.00	\$ 32,724.30	135	\$ 242.40
NICHOLAS	6,827	17.7	8.8	\$ 12,042.00		\$ 5,814.15	\$ 17,856.15	100	\$ 178.56
PENDLETON	14,611	13.7	5.3	\$ 11,243.31		\$ 13,078.10	\$ 24,321.41	117	\$ 207.88
ROBERTSON	2,294	17.3	5.0	\$ 3,567.69		\$ 2,411.50	\$ 5,979.19	25	\$ 239.17
UNIDENTIFIED	N/A	N/A	N/A	N/A	N/A	N/A	N/A	19	N/A
SUBTOTAL	365,755			\$ 403,781.75	\$ 33,456.00	\$ 172,771.46	\$ 610,009.21	4,394	\$ 138.83
GRAND TOTAL**	4,065,556			\$ 16,538,411.75	\$ 1,432,556.00	\$ 918,074.42	\$ 18,889,042.17	105,855	\$ 178.44

¹Source: Population Division, U.S. Census Bureau; Table CO-EST2001-06-21 - Kentucky Counties Ranked by Population Size: July 1, 2001 (Release Date: April 29, 2002).

²Source: U.S. Census Bureau, Housing and Household Economic Statistics Division, Small Area Estimates Branch. Table A98-21. "Estimated Number and Percent People of All Ages in Poverty by County: Kentucky 1998". Last revised: December 20, 2001.

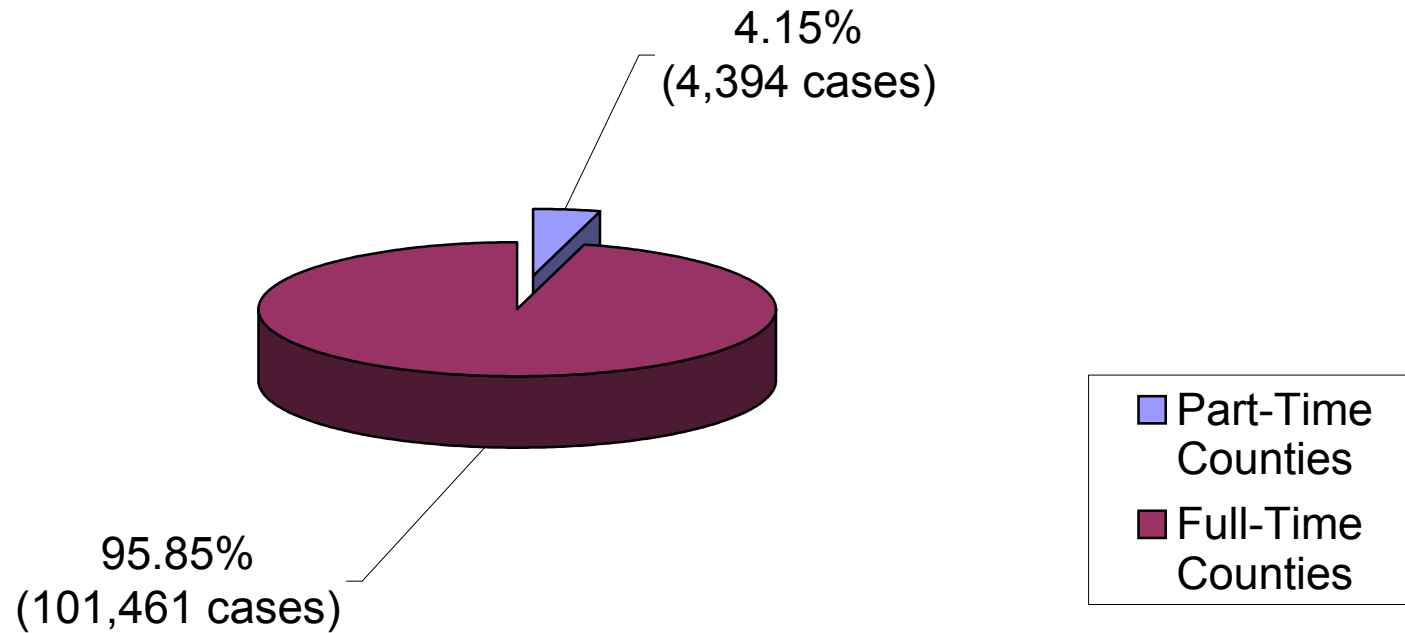
³Source: U.S. Department of Labor: Bureau of Labor Statistics - "Labor Force Data by County, 2001 Annual Averages."

*Office received both agency budgeted funds (found to the right of the office name) and local allotment funds, due to status as a contract office, a mid-year takeover of the listed counties, or other causes.

***Section II, Total \$" column, "Section II, Subtotal" row reflects DPA's financial practice of removing local recoupment dollars from full-time offices' total funds and funding per case -- excluding the contractually operated full-time offices in Catlettsburg, Lexington, and Louisville (total recoupment retained, \$153,165.46). The individual DPA offices are funded with other agency general fund and revenue accounts, and the distributed funds subsidize other related divisional costs (e.g., Capital Trial Unit, conflicts and individual contracts with the local bar, etc.). The "Section II, Grand Total" row incorporates all funds.

***Reflects aggregate Funding Per Case for each field office; individual counties are not broken out due to internal budgeting methods.

Trial Division: Caseload by County Type, FY 02



FIELD OFFICE WORKLOAD - ALPHABETICAL LISTING, Fiscal Year 1996 Through Fiscal Year 2002: Annual Report

OFFICE	ATTYs*	FY 96 Cases	FY 97 Cases	FY 98 Cases	FY 99 Cases	FY 00 Cases	% of Change	FY 00 AVG cases/atty	FY01 Cases	% of change	FY 01 Conflict Cases	FY 01 AVG cases/atty	FY 02 Cases	FY02 Conflict Cases	Conflict % of Total Cases	% change in total caseload	FY 02 AVG cases/atty
Bell County	4	0	0	0	1,771	1605	-9%	321.0	1,809	13%	16	448.3	2,236	15	0.67%	23.60%	555.3
Bowling Green	9	0	0	0	0	3370	N/A	842.5	3,843	14%	613	358.9	3,951	231	5.85%	2.81%	413.3
Catlettsburg	2	733	807	1,474	759	694	-9%	347.0	740	7%	2	369.0	771	9	1.17%	4.19%	381.0
Columbia	6	0	0	0	1,866	2907	56%	581.4	2,879	-1%	152	545.4	3,052	58	1.90%	6.01%	499.0
Covington	8	1,742	2,972	3,386	3,680	3121	-15%	346.8	2,995	-4%	61	366.8	3,115	60	1.93%	4.01%	381.9
Danville**	5	439	411	384	596	1011	70%	337.0	1,746	73%	141	321.0	2,347	197	8.39%	34.42%	430.0
Elizabethtown**	10	0	0	0	2,175	4297	98%	537.1	5,550	29%	96	606.0	5,710	67	1.17%	2.88%	564.3
Frankfort	5	415	524	450	1,508	1662	10%	554.0	2,441	47%	23	483.6	2,824	22	0.78%	15.69%	560.4
Hazard	8	2,820	2,491	3,061	3,900	3593	-8%	513.3	3,576	0%	61	502.1	3,756	71	1.89%	5.03%	460.6
Henderson	5	331	749	1,346	1,854	2662	44%	532.4	2,399	-10%	33	591.5	2,349	35	1.49%	-2.08%	462.8
Hopkinsville	9	2,690	3,514	3,565	3,623	3824	6%	546.3	4,434	16%	181	472.6	5,244	202	3.85%	18.27%	560.2
LaGrange	3	997	948	957	998	861	-14%	287.0	1,288	50%	44	414.7	1,512	43	2.84%	17.39%	489.7
Lexington¹	18	9,168	10,119	8,733	6,883	6746	-2%	396.8	6,863	2%	N/A	381.3	7,087	N/A	N/A	3.26%	384.4 ⁴
London	7	2,549	2,975	3,221	2,888	2686	-7%	383.7	3,549	32%	242	472.4	3,516	146	4.15%	-0.93%	481.4
Louisville¹	55	30,401	31,146	30,106	31,390	24495	-22%	471.1	22,324	-9%	N/A	405.9	23,763	N/A	N/A	6.45%	421.9 ⁴
Madisonville	4	151	1,351	1,193	1,579	1750	11%	350.0	2,044	17%	60	496.0	2,009	67	3.33%	-1.71%	485.5
Maysville	4	0	0	0	0	1118	N/A	372.7	1,836	64%	112	574.7	1,921	119	6.19%	4.63%	450.5
Morehead	9	1,836	1,593	2,746	2,744	2846	4%	406.6	4,251	49%	240	445.7	4,695	130	2.77%	10.44%	507.2
Murray³	6	0	0	0	0	0	N/A	N/A	590	N/A	2	588.0	847	10	1.18%	43.56%	139.5
Owensboro	8	0	0	0	3,504	2902	-17%	725.5	3,431	18%	21	426.3	3,467	32	0.92%	1.05%	429.4
Paducah	9	3,580	4,023	3,885	4,422	4688	6%	520.9	4,970	6%	139	603.9	5,039	147	2.92%	1.39%	543.6
Paintsville	3	0	0	0	641	964	50%	321.3	1,091	13%	18	357.7	1,151	31	2.69%	5.50%	373.3
Pikeville	6	2,243	2,372	2,657	2,116	2147	1%	306.7	2,411	12%	30	396.8	2,692	45	1.67%	11.65%	441.2
Richmond	7	2,052	2,598	2,291	2,492	2672	7%	334.0	2,687	1%	260	346.7	3,164	244	7.71%	17.75%	417.1
Somerset	5	1,997	1,867	1,851	1,881	2074	10%	414.8	2,079	0%	239	368.0	2,589	231	8.92%	24.53%	471.6
Stanton	5	2,140	1,897	2,153	1,811	1727	-5%	287.8	1,556	-10%	141	283.0	2,489	166	6.67%	59.96%	464.6
Capital Trial Br.²	7	N/A	N/A	N/A	N/A	N/A	N/A	N/A	10	N/A	N/A	N/A	15	N/A	N/A	50.00%	N/A
TOTAL	227	66,284	72,357	73,459	85,081	86,422	2%	428.7	93,392	8%	2,927	420.8	101,311	2,378	2.35%	8.48%	435.8

*Attorneys authorized FY 02 (06/30/02) - numbers obtained from Master Personnel List (includes added caseload reduction attorneys)

**in addition to the attorneys counted, these offices have one attorney each whose caseload is limited to capital conflict cases.

1. Lexington and Louisville's workload numbers may include post-trial cases handled internally by those offices, in addition to trial cases. These are included to provide a clearer assessment of individual attorneys' workloads.

2. Capital Trial Branch cases are excluded from an "average cases per attorney" comparison analysis due to the length and complexity of the cases served by this branch. The Capital Trial Branch is included to document and recognize the services of its attorneys and staff.

3. The Murray office acquired responsibility for a new county in the 4th Quarter of FY 02 and was allotted only two attorneys until very late in the fiscal year, thus accounting for the artificially low case per attorney average listed here. Of the 847 cases shown, 206 (or 24%) were opened in the last month of FY 02 alone. At the June 2002 rate, Murray would have an atty average of 410.33 cases per year assuming 6 attorneys and approximately 10 conflict cases.

4. Lexington and Louisville conflict numbers are not reported, and therefore cannot be calculated for attorney averages. Estimates are included here by removing the DPA average conflict % from each office's case totals (2.35% - 167 cases for Lexington & 558 for Louisville). Conflict cases are included in the caseload numbers (but not attorney avgs.) for all offices.

FIELD OFFICE WORKLOAD - RANKED BY FY 02 ATTORNEY AVERAGES, Fiscal Year 1996 Through Fiscal Year 2002: Annual Report

OFFICE	ATTYs*	FY 96 Cases	FY 97 Cases	FY 98 Cases	FY 99 Cases	FY 00 Cases	% of Change	FY 00 AVG cases/atty	FY01 Cases	% of change	FY 01 Conflict Cases	FY 01 AVG cases/atty	FY 02 Cases	FY02 Conflict Cases	Conflict % of Total Cases	% change in total caseload	FY 02 AVG cases/atty
Elizabethtown**	10	0	0	0	2,175	4297	98%	537.1	5,550	29%	96	606.0	5,710	67	1.17%	2.88%	564.3
Frankfort	5	415	524	450	1,508	1662	10%	554.0	2,441	47%	23	483.6	2,824	22	0.78%	15.69%	560.4
Hopkinsville	9	2,690	3,514	3,565	3,623	3824	6%	546.3	4,434	16%	181	472.6	5,244	202	3.85%	18.27%	560.2
Bell County	4	0	0	0	1,771	1605	-9%	321.0	1,809	13%	16	448.3	2,236	15	0.67%	23.60%	555.3
Paducah	9	3,580	4,023	3,885	4,422	4688	6%	520.9	4,970	6%	139	603.9	5,039	147	2.92%	1.39%	543.6
Morehead	9	1,836	1,593	2,746	2,744	2846	4%	406.6	4,251	49%	240	445.7	4,695	130	2.77%	10.44%	507.2
Columbia	6	0	0	0	1,866	2907	56%	581.4	2,879	-1%	152	545.4	3,052	58	1.90%	6.01%	499.0
LaGrange	3	997	948	957	998	861	-14%	287.0	1,288	50%	44	414.7	1,512	43	2.84%	17.39%	489.7
Madisonville	4	151	1,351	1,193	1,579	1750	11%	350.0	2,044	17%	60	496.0	2,009	67	3.33%	-1.71%	485.5
London	7	2,549	2,975	3,221	2,888	2686	-7%	383.7	3,549	32%	242	472.4	3,516	146	4.15%	-0.93%	481.4
Somerset	5	1,997	1,867	1,851	1,881	2074	10%	414.8	2,079	0%	239	368.0	2,589	231	8.92%	24.53%	471.6
Stanton	5	2,140	1,897	2,153	1,811	1727	-5%	287.8	1,556	-10%	141	283.0	2,489	166	6.67%	59.96%	464.6
Henderson	5	331	749	1,346	1,854	2662	44%	532.4	2,399	-10%	33	591.5	2,349	35	1.49%	-2.08%	462.8
Hazard	8	2,820	2,491	3,061	3,900	3593	-8%	513.3	3,576	0%	61	502.1	3,756	71	1.89%	5.03%	460.6
Maysville	4	0	0	0	0	1118	N/A	372.7	1,836	64%	112	574.7	1,921	119	6.19%	4.63%	450.5
Pikeville	6	2,243	2,372	2,657	2,116	2147	1%	306.7	2,411	12%	30	396.8	2,692	45	1.67%	11.65%	441.2
Danville**	5	439	411	384	596	1011	70%	337.0	1,746	73%	141	321.0	2,347	197	8.39%	34.42%	430.0
Owensboro	8	0	0	0	3,504	2902	-17%	725.5	3,431	18%	21	426.3	3,467	32	0.92%	1.05%	429.4
Louisville ¹	55	30,401	31,146	30,106	31,390	24495	-22%	471.1	22,324	-9%	N/A	405.9	23,763	N/A	N/A	6.45%	421.9 ⁴
Richmond	7	2,052	2,598	2,291	2,492	2672	7%	334.0	2,687	1%	260	346.7	3,164	244	7.71%	17.75%	417.1
Bowling Green	9	0	0	0	0	3370	N/A	842.5	3,843	14%	613	358.9	3,951	231	5.85%	2.81%	413.3
Lexington ¹	18	9,168	10,119	8,733	6,883	6746	-2%	396.8	6,863	2%	N/A	381.3	7,087	N/A	N/A	3.26%	384.4 ⁴
Covington	8	1,742	2,972	3,386	3,680	3121	-15%	346.8	2,995	-4%	61	366.8	3,115	60	1.93%	4.01%	381.9
Catlettsburg	2	733	807	1,474	759	694	-9%	347.0	740	7%	2	369.0	771	9	1.17%	4.19%	381.0
Paintsville	3	0	0	0	641	964	50%	321.3	1,091	13%	18	357.7	1,151	31	2.69%	5.50%	373.3
Murray ³	6	0	0	0	0	0	N/A	N/A	590	N/A	2	588.0	847	10	1.18%	43.56%	139.5
Capital Trial Br. ²	7	N/A	N/A	N/A	N/A	N/A	N/A	N/A	10	N/A	N/A	N/A	15	N/A	N/A	50.00%	N/A
TOTAL	227	66,284	72,357	73,459	85,081	86,422	2%	428.7	93,392	8%	2,927	420.8	101,311	2,378	2.35%	8.48%	435.8

*Attorneys authorized FY 02 (06/30/02) - numbers obtained from Master Personnel List (includes added caseload reduction attorneys)

**in addition to the attorneys counted, these offices have one attorney each whose caseload is limited to capital conflict cases.

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FIELD OFFICE WORKLOAD - RANKED BY FY 02 TOTAL CASELOAD, Fiscal Year 1996 Through Fiscal Year 2002: Annual Report

OFFICE	ATTYs*	FY 96 Cases	FY 97 Cases	FY 98 Cases	FY 99 Cases	FY 00 Cases	% of Change	FY 00 AVG cases/atty	FY01 Cases	% of change	FY 01 Conflict Cases	FY 01 AVG cases/atty	FY 02 Cases	FY02 Conflict Cases	Conflict % of Total Cases	% change in total caseload	FY 02 AVG cases/atty
Louisville ¹	55	30,401	31,146	30,106	31,390	24,495	-22%	471.1	22,324	-9%	N/A	405.9	23,763	N/A	N/A	6.45%	421.9 ⁴
Lexington ¹	18	9,168	10,119	8,733	6,883	6,746	-2%	396.8	6,863	2%	N/A	381.3	7,087	N/A	N/A	3.26%	384.4 ⁴
Elizabethtown**	10	0	0	0	2,175	4,297	98%	537.1	5,550	29%	96	606.0	5,710	67	1.17%	2.88%	564.3
Hopkinsville	9	2,690	3,514	3,565	3,623	3,824	6%	546.3	4,434	16%	181	472.6	5,244	202	3.85%	18.27%	560.2
Paducah	9	3,580	4,023	3,885	4,422	4,688	6%	520.9	4,970	6%	139	603.9	5,039	147	2.92%	1.39%	543.6
Morehead	9	1,836	1,593	2,746	2,744	2,846	4%	406.6	4,251	49%	240	445.7	4,695	130	2.77%	10.44%	507.2
Bowling Green	9	0	0	0	0	3,370	N/A	842.5	3,843	14%	613	358.9	3,951	231	5.85%	2.81%	413.3
Hazard	8	2,820	2,491	3,061	3,900	3,593	-8%	513.3	3,576	0%	61	502.1	3,756	71	1.89%	5.03%	460.6
London	7	2,549	2,975	3,221	2,888	2,686	-7%	383.7	3,549	32%	242	472.4	3,516	146	4.15%	-0.93%	481.4
Owensboro	8	0	0	0	3,504	2,902	-17%	725.5	3,431	18%	21	426.3	3,467	32	0.92%	1.05%	429.4
Richmond	7	2,052	2,598	2,291	2,492	2,672	7%	334.0	2,687	1%	260	346.7	3,164	244	7.71%	17.75%	417.1
Covington	8	1,742	2,972	3,386	3,680	3,121	-15%	346.8	2,995	-4%	61	366.8	3,115	60	1.93%	4.01%	381.9
Columbia	6	0	0	0	1,866	2,907	56%	581.4	2,879	-1%	152	545.4	3,052	58	1.90%	6.01%	499.0
Frankfort	5	415	524	450	1,508	1,662	10%	554.0	2,441	47%	23	483.6	2,824	22	0.78%	15.69%	560.4
Pikeville	6	2,243	2,372	2,657	2,116	2,147	1%	306.7	2,411	12%	30	396.8	2,692	45	1.67%	11.65%	441.2
Somerset	5	1,997	1,867	1,851	1,881	2,074	10%	414.8	2,079	0%	239	368.0	2,589	231	8.92%	24.53%	471.6
Stanton	5	2,140	1,897	2,153	1,811	1,727	-5%	287.8	1,556	-10%	141	283.0	2,489	166	6.67%	59.96%	464.6
Henderson	5	331	749	1,346	1,854	2,662	44%	532.4	2,399	-10%	33	591.5	2,349	35	1.49%	-2.08%	462.8
Danville**	5	439	411	384	596	1,011	70%	337.0	1,746	73%	141	321.0	2,347	197	8.39%	34.42%	430.0
Bell County	4	0	0	0	1,771	1,605	-9%	321.0	1,809	13%	16	448.3	2,236	15	0.67%	23.60%	555.3
Madisonville	4	151	1,351	1,193	1,579	1,750	11%	350.0	2,044	17%	60	496.0	2,009	67	3.33%	-1.71%	485.5
Maysville	4	0	0	0	0	1,118	N/A	372.7	1,836	64%	112	574.7	1,921	119	6.19%	4.63%	450.5
LaGrange	3	997	948	957	998	861	-14%	287.0	1,288	50%	44	414.7	1,512	43	2.84%	17.39%	489.7
Paintsville	3	0	0	0	641	964	50%	321.3	1,091	13%	18	357.7	1,151	31	2.69%	5.50%	373.3
Murray ³	6	0	0	0	0	0	N/A	N/A	590	N/A	2	588.0	847	10	1.18%	43.56%	139.5
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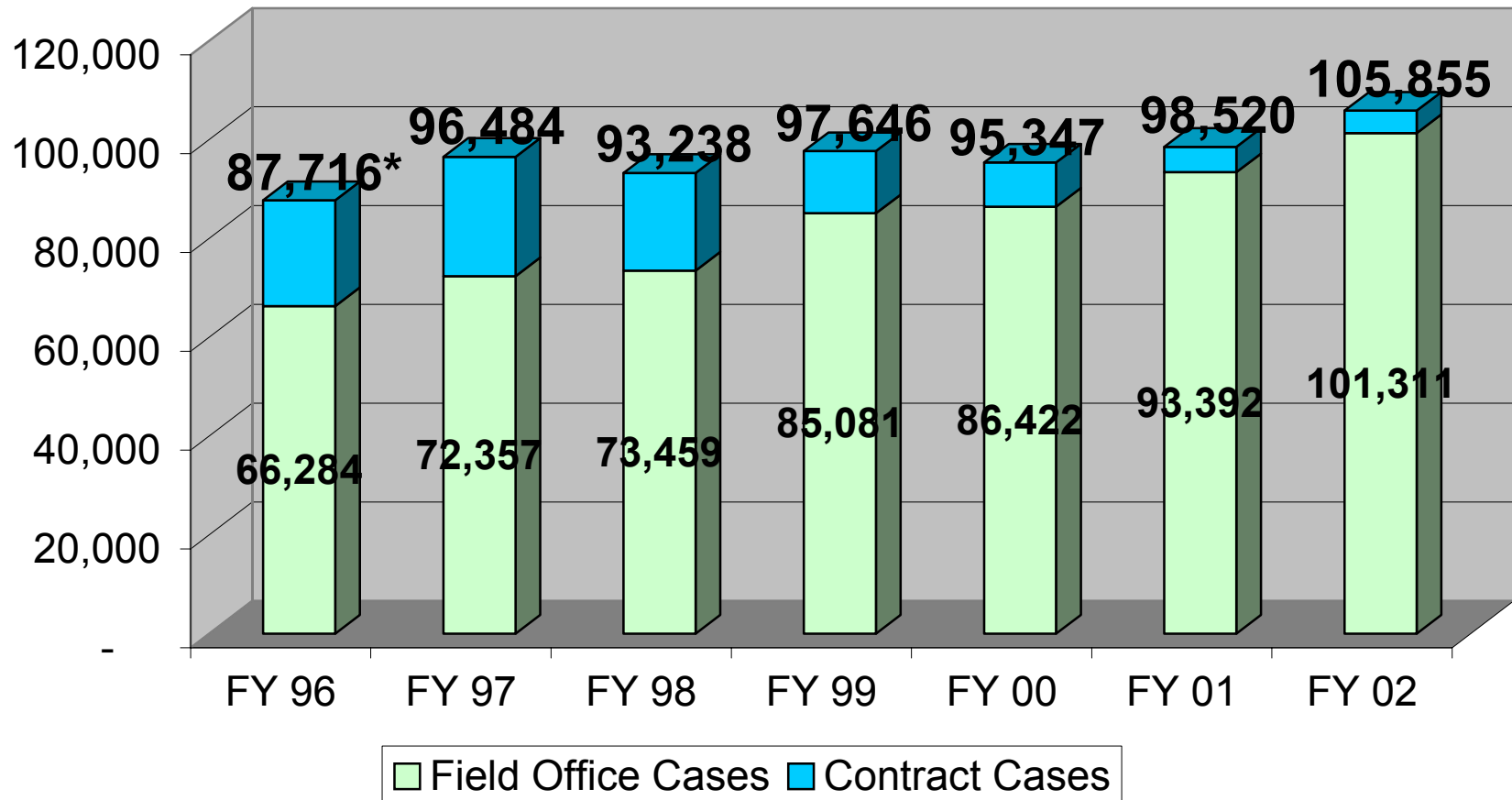
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Trial Division Workload: Field Office and Contract Cases



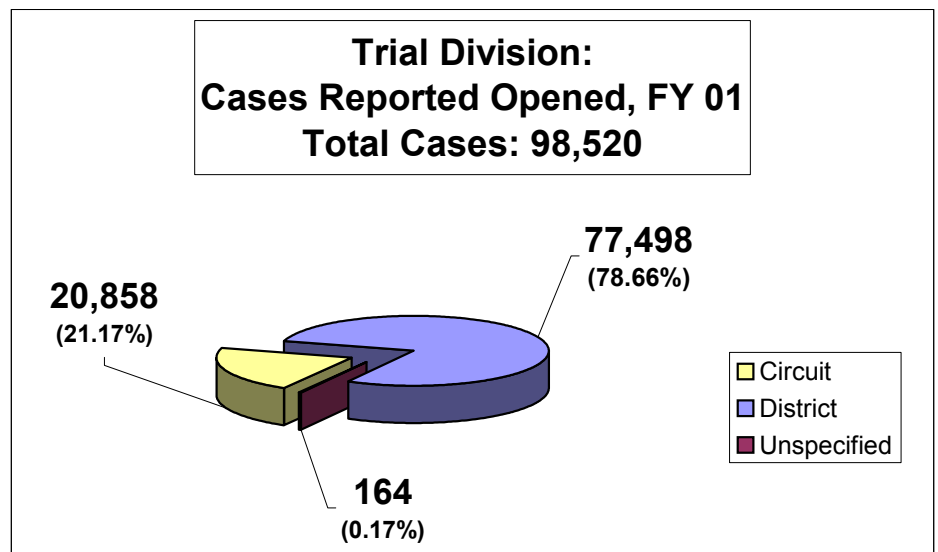
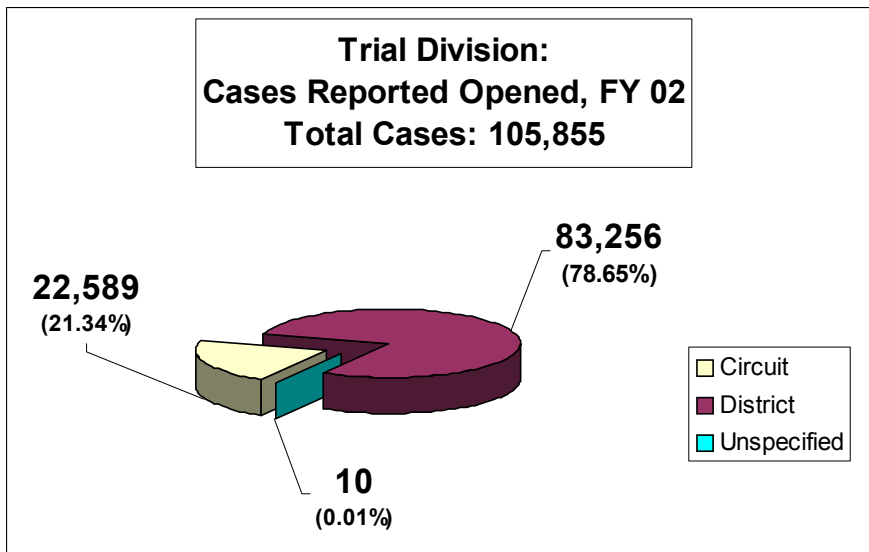
* Numbers listed at top are grand total of field office and contract cases combined. Lower numbers are field office totals only.

DPA Trial Division Cases Reported Opened FY 02

- ◆ Trial cases increased by 7.45% from FY 01, rising from 98,520 to 105,855 cases.
- ◆ Of the 105,855 cases: 21.34% were Circuit Court cases
78.65% were District Court cases.
- ◆ There is no significant difference in these percentages from FY 01 to FY 02, but the trend is toward a greater percentage of DPA trial cases being opened in Circuit Court each year. A higher percentage of cases could be identified by court type compared to previous years due to improved data entry and collection methods.

	<u>Circuit</u>	<u>District</u>
FY 02	21.34%	78.65%
FY 01	21.17%	78.66%
FY 00	20.77%	79.10%
FY 99	19.44%	80.10%
FY 98	17.73%	82.27%
FY 97	16.42%	83.58%

- ◆ The actual number of cases opened in District Court has generally increased during this same period. It has simply increased at a slower rate than the Circuit Court caseload.



DPA Trial Division Cases Reported Opened: FY 02 Total

County	Circuit	Circ %	District	Dist %	Other	Other %	Total
ADAIR	156	30.35%	358	69.65%			514
ALLEN	107	42.13%	147	57.87%			254
ANDERSON	93	30.39%	213	69.61%			306
BALLARD	46	42.59%	62	57.41%			108
BARREN	317	56.11%	248	43.89%			565
BATH	75	18.99%	320	81.01%			395
BELL	374	24.59%	1,147	75.41%			1,521
BOONE	54	14.10%	329	85.90%			383
BOURBON	68	14.05%	415	85.74%	1	0.21%	484
BOYD	153	20.05%	610	79.95%			763
BOYLE	122	23.37%	400	76.63%			522
BRACKEN	21	10.14%	186	89.86%			207
BREATHITT	82	15.80%	437	84.20%			519
BRECKINRIDGE	132	34.38%	252	65.63%			384
BULLITT	82	9.04%	825	90.96%			907
BUTLER	96	30.38%	220	69.62%			316
CALDWELL	79	28.62%	197	71.38%			276
CALLOWAY	195	46.76%	222	53.24%			417
CAMPBELL	271	16.83%	1,339	83.17%			1,610
CARLISLE	6	19.35%	25	80.65%			31
CARROLL	8	5.37%	141	94.63%			149
CARTER	64	8.72%	670	91.28%			734
CASEY	132	40.24%	196	59.76%			328
CHRISTIAN	713	19.65%	2,915	80.35%			3,628
CLARK	163	22.00%	578	78.00%			741
CLAY	90	12.13%	652	87.87%			742
CLINTON	82	30.26%	189	69.74%			271
CRITTENDEN	31	14.55%	182	85.45%			213
CUMBERLAND	28	25.45%	82	74.55%			110
DAVIESS	610	22.01%	2,161	77.99%			2,771
EDMONSON	32	30.19%	74	69.81%			106
ELLIOTT	27	17.76%	125	82.24%			152

DPA Trial Division Cases Reported Opened: FY 02 Total

County	Circuit	Circ %	District	Dist %	Other	Other %	Total
ESTILL	52	12.44%	366	87.56%			418
FAYETTE	2,411	34.71%	4,535	65.29%			6,946
FLEMING	64	17.53%	301	82.47%			365
FLOYD	158	16.17%	819	83.83%			977
FRANKLIN	296	32.14%	625	67.86%			921
FULTON	142	42.51%	192	57.49%			334
GALLATIN	25	18.25%	112	81.75%			137
GARRARD	49	18.22%	220	81.78%			269
GRANT	53	26.90%	144	73.10%			197
GRAVES	252	34.01%	489	65.99%			741
GRAYSON	119	24.24%	372	75.76%			491
GREEN	46	25.56%	134	74.44%			180
GREENUP	183	21.61%	664	78.39%			847
HANCOCK	35	21.74%	126	78.26%			161
HARDIN	592	17.21%	2,848	82.79%			3,440
HARLAN	261	36.76%	449	63.24%			710
HARRISON	25	13.37%	162	86.63%			187
HART	66	16.79%	327	83.21%			393
HENDERSON	208	13.63%	1,318	86.37%			1,526
HENRY	41	21.58%	149	78.42%			190
HICKMAN	27	39.13%	42	60.87%			69
HOPKINS	404	28.27%	1,025	71.73%			1,429
JACKSON	52	16.88%	256	83.12%			308
JEFFERSON	3,141	13.22%	20,622	86.78%			23,763
JESSAMINE	169	18.21%	757	81.57%	2	0.22%	928
JOHNSON	66	14.22%	398	85.78%			464
KENTON	797	26.84%	2,171	73.12%	1	0.03%	2,969
KNOTT	72	18.18%	324	81.82%			396
KNOX	192	25.40%	564	74.60%			756
LARUE	57	21.27%	211	78.73%			268
LAUREL	341	25.30%	1,007	74.70%			1,348
LAWRENCE	40	16.33%	205	83.67%			245

DPA Trial Division Cases Reported Opened: FY 02 Total

County	Circuit	Circ %	District	Dist %	Other	Other %	Total
LEE	69	23.55%	224	76.45%			293
LESLIE	19	9.60%	179	90.40%			198
LETCHER	209	15.26%	1,160	84.67%	1	0.07%	1,370
LEWIS	116	34.02%	225	65.98%			341
LINCOLN	60	19.29%	251	80.71%			311
LIVINGSTON	42	21.21%	156	78.79%			198
LOGAN	252	52.39%	229	47.61%			481
LYON	55	32.35%	115	67.65%			170
MADISON	293	18.29%	1,309	81.71%			1,602
MAGOFFIN	73	30.54%	166	69.46%			239
MARION	166	29.96%	388	70.04%			554
MARSHALL	165	66.53%	83	33.47%			248
MARTIN	38	18.81%	164	81.19%			202
MASON	163	16.24%	839	83.57%	2	0.20%	1,004
MCCRACKEN	577	14.16%	3,496	85.81%	1	0.02%	4,074
MCCREARY	86	17.48%	406	82.52%			492
MCLEAN	54	39.13%	84	60.87%			138
MEADE	137	32.70%	282	67.30%			419
MENIFEE	35	12.41%	247	87.59%			282
MERCER	66	21.02%	248	78.98%			314
METCALFE	74	54.81%	61	45.19%			135
MONROE	64	34.78%	120	65.22%			184
MONTGOMERY	183	17.51%	862	82.49%			1,045
MORGAN	66	22.68%	225	77.32%			291
MUHLENBERG	200	45.45%	240	54.55%			440
NELSON	171	31.67%	369	68.33%			540
NICHOLAS	7	7.00%	93	93.00%			100
OHIO	183	34.08%	354	65.92%			537
OLDHAM	73	25.80%	210	74.20%			283
OWEN	45	29.41%	108	70.59%			153
OWSLEY	12	3.92%	294	96.08%			306
PENDLETON	16	13.68%	101	86.32%			117

DPA Trial Division Cases Reported Opened: FY 02 Total

County	Circuit	Circ %	District	Dist %	Other	Other %	Total
PERRY	182	9.11%	1,815	90.89%			1,997
PIKE	261	15.30%	1,445	84.70%			1,706
POWELL	97	14.39%	577	85.61%			674
PULASKI	356	36.97%	607	63.03%			963
ROBERTSON	2	8.00%	23	92.00%			25
ROCKCASTLE	112	21.83%	401	78.17%			513
ROWAN	141	14.92%	804	85.08%			945
RUSSELL	113	18.80%	488	81.20%			601
SCOTT	126	18.03%	573	81.97%			699
SHELBY	140	16.26%	721	83.74%			861
SIMPSON	172	39.45%	264	60.55%			436
SPENCER	33	33.00%	67	67.00%			100
TAYLOR	214	32.28%	449	67.72%			663
TODD	109	34.06%	211	65.94%			320
TRIGG	60	37.27%	101	62.73%			161
TRIMBLE	15	19.23%	63	80.77%			78
UNION	99	27.05%	267	72.95%			366
UNKNOWN COUNTY	3	15.79%	16	84.21%			19
WARREN	1,201	42.38%	1,631	57.55%	2	0.07%	2,834
WASHINGTON	92	37.40%	154	62.60%			246
WAYNE	110	20.68%	422	79.32%			532
WEBSTER	22	9.48%	210	90.52%			232
WHITLEY	121	25.00%	363	75.00%			484
WOLFE	40	14.39%	238	85.61%			278
WOODFORD	54	20.69%	207	79.31%			261
TOTALS:	22,589	21.34%	83,256	78.65%	10	0.01%	105,855

Trial Division Case and Population Totals with Average Number of Cases per 1,000 Population*

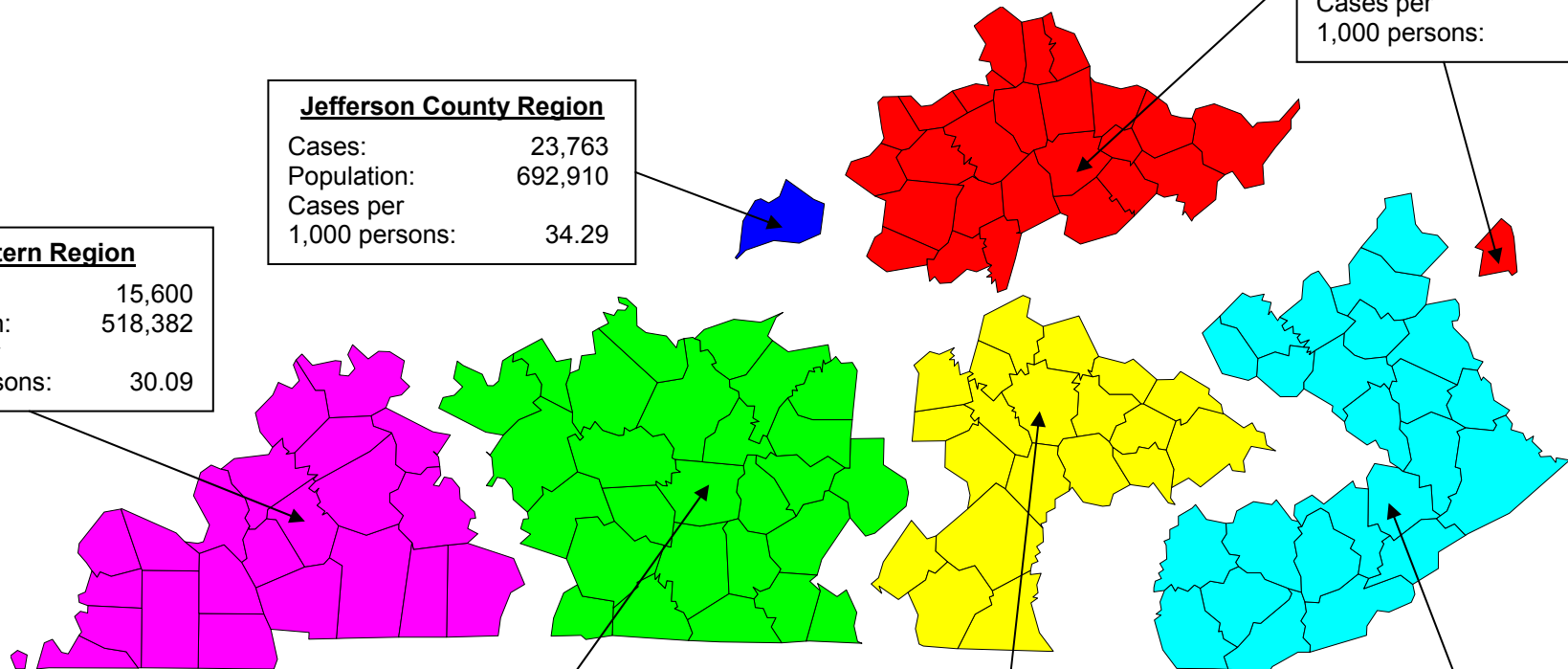
<u>Trial Division Totals</u>	
Cases:	105,855
Population:	4,065,556
Cases per 1,000 persons:	26.04

<u>Case Rate Rankings:</u>	
(1) Jefferson:	34.29
(2) Western:	30.09
(3) Eastern:	29.27
(4) Bluegrass:	25.08
(5) Central:	24.08
(6) Northern:	16.30

<u>Northern Region</u>	
Cases:	12,890
Population:	791,030
Cases per 1,000 persons:	16.30

<u>Jefferson County Region</u>	
Cases:	23,763
Population:	692,910
Cases per 1,000 persons:	34.29

<u>Western Region</u>	
Cases:	15,600
Population:	518,382
Cases per 1,000 persons:	30.09



<u>Central Region</u>	
Cases:	18,007
Population:	747,853
Cases per 1,000 persons:	24.08

<u>Bluegrass Region</u>	
Cases:	17,530
Population:	698,930
Cases per 1,000 persons:	25.08

<u>Eastern Region</u>	
Cases:	18,046
Population:	616,451
Cases per 1,000 persons:	29.27

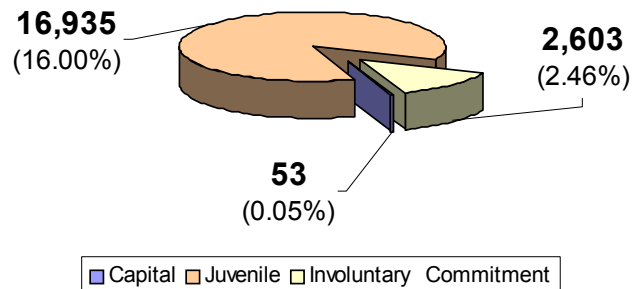
*Regional case totals do not include 19 cases where the county (and thus the region) was unknown. All population data derived from: Population Division, U.S. Census Bureau; Table CO-EST2001-06-21 – Kentucky Counties Ranked by Population Size: July 1, 2001 (Release Date: April 29, 2002).

DPA Trial Division Capital, Juvenile, Involuntary Commitment, and Controlled Substance Cases Reported Opened FY 01-02

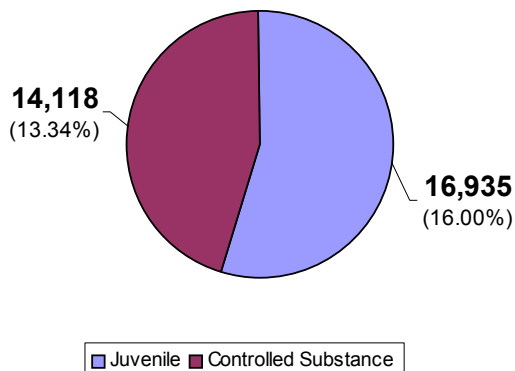
Cases Reported Opened in FY 02:

Capital Eligible:	53
Juvenile:	16,935
Involuntary Commitment:	2,603
Controlled Substance:	14,118

**Trial Division: Capital Eligible, Juvenile, &
Involuntary Commitment Cases, FY 02**
Including % of Total Cases (105,855)



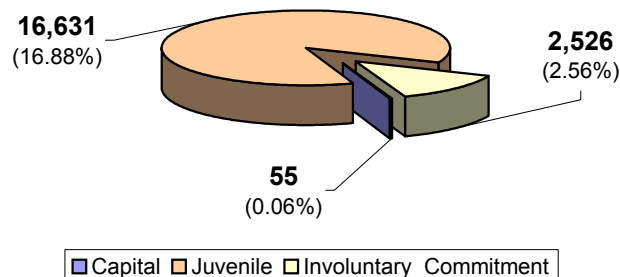
Juvenile and Controlled Substance: FY 02



Juvenile Caseload Trends:

	<u>Cases</u>	<u>% Trial Caseload</u>
FY 02:	16,935	16.00%
FY 01:	16,631	16.88%
FY 00:	16,178	16.97%
FY 99:	18,708	19.16%
FY 98:	18,772	20.13%

**Trial Division: Capital Eligible, Juvenile, &
Involuntary Commitment Cases, FY 01**
Including % of Total Cases (98,520)



**DPA Trial Division Capital, Juvenile, Involuntary Commitment, and
Controlled Substance Cases Reported Opened: Annual Report FY 02**

County Name	Capital Eligible ¹	Juvenile	Involuntary Comm.	Controlled Substance
ADAIR		36		69
ALLEN		45		19
ANDERSON		63		29
BALLARD		7		22
BARREN		55		82
BATH		19		39
BELL		103		124
BOONE		35	1	38
BOURBON	2	71		76
BOYD	2	120		99
BOYLE		92		40
BRACKEN	4	25		13
BREATHITT		39		47
BRECKINRIDGE		69		44
BULLITT		138		102
BUTLER		14		89
CALDWELL		33		64
CALLOWAY		24	2	79
CAMPBELL		696		175
CARLISLE		4		1
CARROLL		18		17
CARTER	2	101		61
CASEY		24		24
CHRISTIAN	3	325	644	382
CLARK		240		68
CLAY	3	53		86
CLINTON		9		14
CRITTENDEN		23		48
CUMBERLAND		19		10
DAVIESS		386	1	230
EDMONSON		4		25
ELLIOTT		26		17

**DPA Trial Division Capital, Juvenile, Involuntary Commitment, and
Controlled Substance Cases Reported Opened: Annual Report FY 02**

County Name	Capital Eligible ¹	Juvenile	Involuntary Comm.	Controlled Substance
ESTILL		40		26
FAYETTE		1,444	408	1,113
FLEMING		27		18
FLOYD	2	120		62
FRANKLIN		161		78
FULTON		44		64
GALLATIN		33		11
GARRARD	1	63		39
GRANT		21		26
GRAVES	1	6		190
GRAYSON		109		54
GREEN		39		13
GREENUP	2	67		146
HANCOCK		12		23
HARDIN	2	321		317
HARLAN		160		88
HARRISON				23
HART		38	1	31
HENDERSON	1	288		234
HENRY		32		7
HICKMAN		2		17
HOPKINS		115		280
JACKSON		28		28
JEFFERSON		4,458	1,142	4,437
JESSAMINE	1	211		83
JOHNSON		89		62
KENTON	1	771	104	427
KNOTT	1	157		37
KNOX		248		39
LARUE		41		22
LAUREL	4	256		211
LAWRENCE	1	50		18

**DPA Trial Division Capital, Juvenile, Involuntary Commitment, and
Controlled Substance Cases Reported Opened: Annual Report FY 02**

County Name	Capital Eligible ¹	Juvenile	Involuntary Comm.	Controlled Substance
LEE		13		77
LESLIE	1	8		15
LETCHER	3	340		55
LEWIS	1	54		23
LINCOLN		40		34
LIVINGSTON		27		23
LOGAN		46		80
LYON		21		24
MCCRACKEN	1	421		531
MCCREARY	2	93	3	54
MCLEAN		11		26
MADISON		337		192
MAGOFFIN		23		23
MARION		37		37
MARSHALL		23		47
MARTIN		41		9
MASON		129		76
MEADE		43		26
MENIFEE		40		35
MERCER		57		24
METCALFE		12		16
MONROE		23		19
MONTGOMERY		165		76
MORGAN		39		36
MUHLENBERG		49		100
NELSON		120	1	69
NICHOLAS				9
OHIO		30		103
OLDHAM	1	92		22
OWEN		25		7
OWSLEY	1	34		30
PENDLETON		1		5

**DPA Trial Division Capital, Juvenile, Involuntary Commitment, and
Controlled Substance Cases Reported Opened: Annual Report FY 02**

County Name	Capital Eligible ¹	Juvenile	Involuntary Comm.	Controlled Substance
PERRY		254	296	157
PIKE		255		126
POWELL		23		64
PULASKI	4	71		137
ROBERTSON				0
ROCKCASTLE		29		77
ROWAN		44		90
RUSSELL		96		81
SCOTT	1	139		48
SHELBY		107		34
SIMPSON		113		57
SPENCER		21		15
TAYLOR	1	79		60
TODD		37		47
TRIGG		25		32
TRIMBLE		20		4
UNION		38		75
UNKNOWN COUNTY		4		2
WARREN		586		485
WASHINGTON		22		22
WAYNE	1	46		41
WEBSTER		19		33
WHITLEY	2	68		37
WOLFE	1	14		17
WOODFORD		64		17
TOTALS	53	16,935	2,603	14,118

1. Due to the extensive resources required to defend a client charged with an offense(s) eligible for capital punishment, DPA defines cases as "capital eligible" if the client's alleged offense(s) is statutorily eligible for capital punishment, and a statutory aggravator is present in the facts of the case. Also, the totals listed are for capital eligible cases that were opened in FY 02 only. The totals do not include the numerous, ongoing capital cases handled by DPA that were opened in previous fiscal years.

ANNUAL REPORT
FY 2002
APPELLATE CASELOAD

CASES RECEIVED

(all cases where information is received, regardless of appointment)

Court of Appeals

Direct/Adult	JPDB	Post-Conviction	Other/Unknown	Total
100	*	160	220	480

Supreme Court

Direct/Adult	Direct/Capital	JPDB	Post-Conviction	Other/Unknown	Total
74	2	*	2	28	106

CASES ASSIGNED

(all cases assigned for briefing, does not include assignments
for review under KRS 31.110)

Court of Appeals

Of Counsel	Appellate Branch	Capital App.	JPDB	Post Conviction	Capital PCB	Other	Total
86	117	3	12*	4**	5***	1	228

Supreme Court

Of Counsel	App. Branch	Capital App.	JPDB	Post Conviction	Capital PCB	Other	Total
1	74	15	*	**	***		90

* Records of youthful and/or public offenders are transferred directly to the Juvenile Post Disposition Branch and these assignments are considered to be part of that branch's caseload and therefore are not reflected in this document. The Juvenile Post Disposition Branch numbers listed above are adult Court of Appeals cases that exceed maximum Appellate Branch caseload capacity but are still being handled within the Post Trial Division.

** Post-Conviction cases assigned only include the appeals handled by the Post Conviction Branch that were assigned after 31.110 review, and not the appeals of their own cases.

*** Capital Post Conviction Branch assigned cases only reflect the 'Of Counsel' assignments through the Appeals Branch, and do not reflect any state court appeals of 11.42 or other state court motions that branch may have filed.

**POST TRIAL DIVISION
CAPITAL APPEALS BRANCH
ANNUAL REPORT – FISCAL YEAR 2002**

CASELOAD

	Capital	LWOP/LWOP25	SCt CtAp		4th Qtr Total	Total YTD
Pending	17	6	7	3	33	----
Opened	2	2	0	0	4	21
Closed	2	0	0	0	2	11

	Q1	Q2	Q3	Q4	YTD
Briefs	0	2	3	6	11
Reply Briefs	1	0	4	2	7
Rehearing	2	5	0	1	8
Arguments	0	1	3	1	5
Opinions	3*	2**	0	2***	7
Certorari	1	0	1	4	6
Hearings	2	0	4	6	12

* 2 reversals, 1 affirmance

** 1 reversal, 1 affirmance

*** 1 reversal, 1 affirmance

Pending cases are shown to reflect the actual workload of the branch attorneys and staff. Death penalty cases are generally extended over a long period and usually will be active for several years beyond the fiscal year when the case was actually opened.

CAPITAL POST-CONVICTION BRANCH CASELOAD FY 2002

FIRST QUARTER, 2002 (JULY-SEPTEMBER, 2001)

	CPB*	OTHER#	APPEALS^	POST-CONV^	QUARTER	YTD
PENDING	17	13	5**	-2-	37	---
OPENED	3	-0-	1	-0-	4	4
CLOSED	-0-	-0-	-0-	-0-	-0-	-0-

SECOND QUARTER, 2002 (OCTOBER-DECEMBER, 2001)

	CPB*	OTHER#	APPEALS^	POST-CONV^	QUARTER	YTD
PENDING	17	13	6**	-2-	38	---
OPENED	-0-	-0-	1	-0-	1	5
CLOSED	-0-	-0-	-0-	-1-	-0-	1

THIRD QUARTER, 2002 (JANUARY-MARCH, 2002)

	CPB*	OTHER#	APPEALS^	POST-CONV^	QUARTER	YTD
PENDING	18	12	7**	1	38	---
OPENED	1	-0-	1	-0-	2	7
CLOSED	-0-	1	-0-	-0-	-0-	2

FOURTH QUARTER, 2002 (APRIL-JUNE 2002)

	CPB*	OTHER#	APPEALS^	POST-CONV^	QUARTER	YTD
PENDING	18	12	7**	2	39	---
OPENED	-0-	-0-	-0-	2	2	9
CLOSED	-0-	-0-	1	-0-	-0-	3

*Capital post-conviction cases handled by at least one CPB attorney

#Capital post-conviction cases handed by outside-CPB attorneys (other DPA or outside, including JCPD)

^Non-capital appeal and post-conviction cases handed by CPB attorneys

**Includes Thompson capital appeal

Pending cases are shown to reflect the actual workload of the branch attorneys and staff. Death penalty cases are generally extended over a long period and usually will be active for several years beyond the fiscal year when the case was actually opened.

Capital Post Conviction: Quarterly Activity Report

Annual Report: FY 2002

	1 st QUARTER		2 nd QUARTER		3 rd QUARTER		4 th QUARTER		TOTALS
	CPB	NON	CPB	NON	CPB	NON	CPB	NON	
BRIEFS		1	1			1		3	6
REPLY BRIEFS							1	1	2
REHEARING	1	1	2	2	1		1	1	9
ARGUMENTS		1		1					2
OPINIONS	2*	2*			1***	1***	1****	1****	8
CERTIORARI						1		1	2
HEARINGS				1	1				2
STAYS			1						1

* 2 remand for evidentiary hearing
 1 affirmed (habeas denial)
 1 affirmed (11.42 denial)

*** 1 affirmed (11.42 denial)
 1 reversed (win at circuit court)

**** 2 affirmed (11.42 denial)

Juvenile Appeals Caseload

Cases Assigned, By Quarter, FY 2002

Type of Case		1Q	2Q	3Q	4Q	Total
Original Action	Circuit Court	0	0	0	1	1
	Court of Appeals	0	0	0	0	0
	Supreme Court	0	0	0	0	0
Public Offender Appeal	Circuit Court	9	2	1	2	14
	Court of Appeals	0	1	2	1	4
	Supreme Court	0	0	0	1	1
Youthful Offender Appeal	Circuit Court	0	0	1	0	1
	Court of Appeals	1	3	2	1	7
	Supreme Court	0	2	0	1	3
	Federal Court*	0	0	1	0	1
Adult Appeal	Circuit Court	0	0	0	0	0
	Court of Appeals	0	0	3	1	4
	Supreme Court	0	0	0	0	0
	Federal Court	0	0	0	0	0
Total		10	8	10	8	36

*Includes one Federal Habeas Case

Documents Filed and Hearings Attended, JPDB, FY 2002

Post Disposition

	1Q/2Q	3Q	4Q	Total
State Habeas Corpus Filed	3	0	0	3
State Habeas Corpus Hearings	3	0	0	3
11.42's Filed	5	2	1	8
11.42 Hearings	6	0	0	6
610.120 Motions Filed	6	2	5	13
610.120 Hearings	3	0	3	6
Motions for Belated Appeal Filed	0	1	0	1
Motions for Belated Appeal Hearings	0	0	0	0
Cases Resolved By Agreement, No Filing	7	3	0	10
YO Sentencing Motions Filed	11	5	7	23
ASP's Filed	19	2	3	24
Sentencing Hearings Held	12	3	1	16
Briefs Filed	1	1	5	7
Oral Arguments Held	4	0	0	4
Other Motions Filed	27	10	4	41
Other Non-SPR Hearings Held	12	4	1	17
Number of Claims Administratively Resolved	27	39	19	85
SPR Cases	4	0	0	4
Total	150	72	49	271

Juvenile Appeals

	1Q/2Q	3Q	4Q	Total
Original Actions	0	0	1	1
Motions Filed	79	38	56	173
Original Briefs Filed	19	2	8	29
Reply Briefs Filed	7	2	4	13
Hearings/Oral Arguments	18	7	9	34
Total	123	49	78	250

JAIBG*

	1Q/2Q	3Q	4Q	Total
Agreed Orders	2	0	1	3
RCr 11.42	0	0	0	0
Habeas	0	0	1	1
M.Term.Comm.	1	0	0	1
Notices of Appeal Filed	7	0	3	10
Briefs: Circuit	0	0	1	1
Briefs: COA	0	0	0	0
Briefs: Supreme Ct.	0	0	0	0
Other Motions	3	0	5	8
Hearings	7	0	5	12
Status Offenders		12	21	33
Public Offenders		23	27	50
Youthful Offenders		0	3	3
Total	20	0	16	122

*Includes only what was reported by the previous JAIBG director prior to her resignation, and by the current JAIBG director since February 1. Does not include appeals case documents filed by the previous JAIBG director for the Appellate Branch, or the current director for Juvenile Appeals. (The current director's Juvenile Appeals output is listed above.)

Juvenile Post-Disposition Branch Open Issues

Annual Report – FY 2002

InstitutionName	<u>Fact</u>	<u>Duration</u>	<u>Condition</u>	<u>Totals</u>
Adair Youth Development Center	31	51	14	96
Allen County Detention Center	1	2	2	5
Ashland Group Home	0	4	0	4
Cadet Leadership Education Program	56	6	15	77
Campbell Regional Juvenile Detention	2	0	0	2
Cardinal	24	10	26	60
Carter County Foster Care	0	1	0	1
Frankfort Group Home	0	0	0	0
Green River	28	9	37	74
Lake Cumberland	49	22	18	89
Lincoln Village	38	44	6	88
Mayfield	31	12	21	64
Morehead	39	9	8	56
Northern	50	19	22	91
Owensboro	19	10	17	46
Ramey-Estep	1	1	0	2
Rice Audubon	27	22	7	56
Woodsbend	32	10	23	65
TOTAL	428	232	216	876

**Post Conviction FY 2002
Final Report
July 1, 2001 - June 30, 2002**

LEGAL ACTIONS PURSUED										
ACTION						Q1	Q2	Q3	Q4	YTD
RCR 11.42's Filed - Court Appointed						34	21	32	42	129
RCR 11.42's Filed - Litigation Cases						1		1		2
60.02's Filed - Court Appointed						7	10	5	3	25
60.02's Filed - Litigation						2		1		3
11.42 Cases Reviewed w/ Findings of No Merit						2			1	3
Evidentiary Hearings 11.42 & 60.02						16	10	9	19	54
State Habeas Filed						1	1			2
Federal Habeas Opened						1	1		1	3
Court of Appeals Cases Opened						1	5	9	3	18
Supreme Court Cases Opened						1				1
6th Circuit Cases Opened								1	1	2
31.110 Reviews						31	39	40	21	131
COA's Denied*							1		1	2
KIP**						9				9
TOTALS						106	88	98	92	384

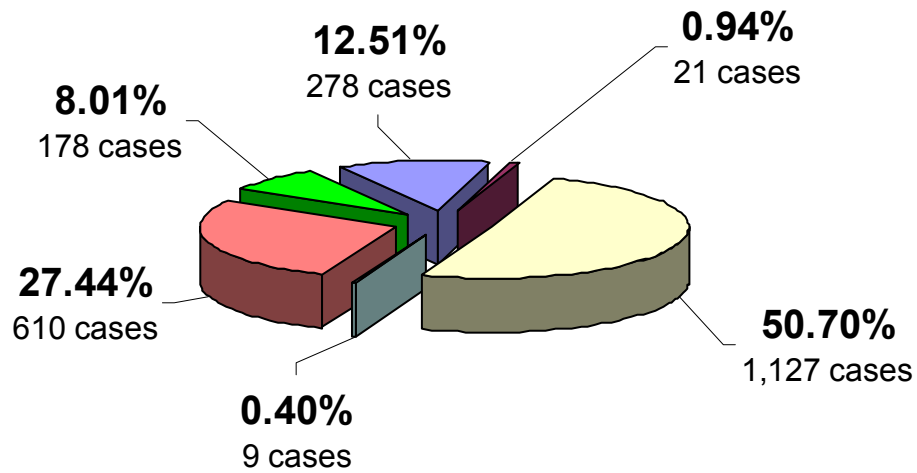
*Certificate of Appealability that requires extensive briefing.

** Kentucky Innocence Project Cases

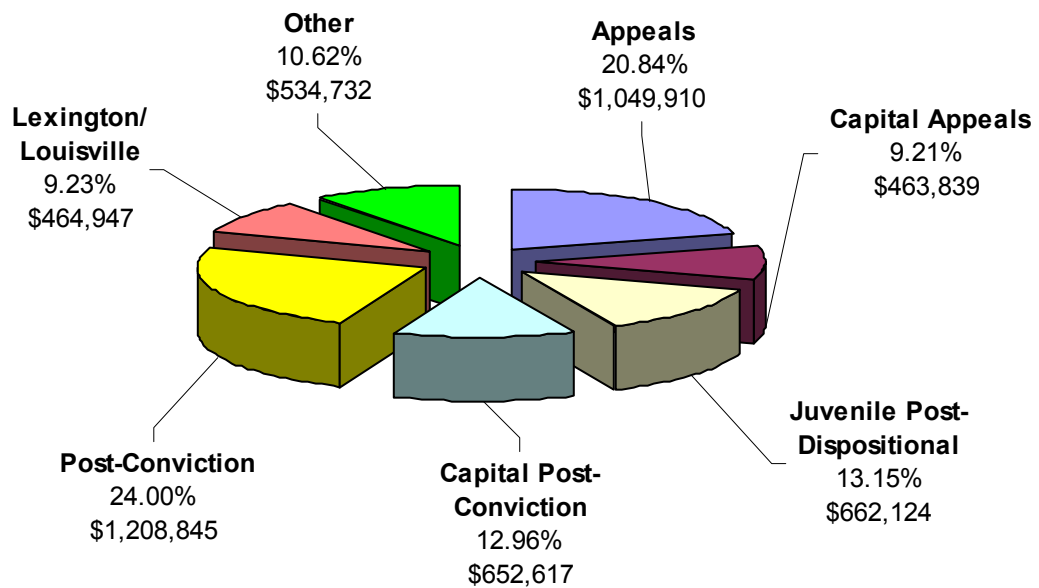
Office	# Clients Served Fom Intake					# Newly Opened Cases From Intake				
	Q1	Q2	Q3	Q4	YTD	Q1	Q2	Q3	Q4	YTD
Frankfort	210	199	164	141	714	58	56	31	33	178
KSR	108	100	84	51	343	26	20	14	18	78
KSP	40	37	36	19	132	4	2	16	2	24
TOTALS	358	336	284	211	1189	88	78	61	53	280

[illegible]

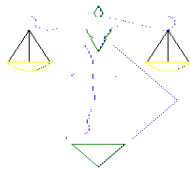
Post-Trial Division Total Caseload by Branch, FY 02



Post-Trial Division Expenditures by Branch, FY 02



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